URBAN/MUNICIPAL
CA4 ON HBL A05
A31 1992

#2 Binder

Mar/10/92
Apr/28/92

Agendas of the meetings of the Council of Hamilton

URBAN/MUNICIPAL
CA4 ON HBL A05
A31
1992

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
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MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1992 March 10
7:30 o'clock p.m.
Council Chambers, City Hall

AGENDA

1. Opening Prayer

Reverend Michael Skrumeda
St. Vladimir Ukrainian Orthodox Church

URBAN MUNICIPAL
MAR 9 1992
GOVERNMENT DOCUMENTS

2. Presentation

1991 Provincial Championship in Judo Civic Award
- Brian Cunningham

3. Proclamations

"The Year for Canada" 1992

4. Minutes

1992 February 25

5. Petitions and Correspondence

6. Reports of the Standing Committees

(a) Transport and Environment Committee

(b) Parks and Recreation Committee

(c) Planning and Development Committee

(h) Finance and Administration Committee

7. Notices of Motion for Next Meeting

8. First Reading of the Bills

9. Second Reading of the Bills - Committee of the Whole

10. Third Reading of the Bills

11. Question Period

12. Adjournment

MINUTES

Hamilton City Council
1992 February 25
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met.

Present: Acting Mayor D. Drury,

Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Absent: Mayor R. M. Morrow, civic business

Reverend Tony Ouwehand, Zion United Church led the Council in prayer.

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Acting Mayor D. Drury proclaimed the following:

"Cable Television Volunteers Week, 1992 February 23 to 1992 February 29"

"Red Cross Month for the month of March, 1992"

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The minutes of the meeting held 1992 February 11 were taken as read and approved.

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Correspondence:

1. Resolution dated 1992 February 10 from the City of Windsor respecting the continued use of train whistles at fully protected crossings.

Referred to the Transport and Environment Committee.

2. Resolution dated 1992 February 10 from the Regional Municipality of Niagara respecting Proposed Reform of The Ontario Labour Relations Act.

Referred to the Finance and Administration Committee.

3. Resolution dated 1992 February 10 from the Corporation of the City of Oshawa respecting General Motors.

Referred to the Finance and Administration Committee.

4. Resolution dated 1992 February 5 from the City of Cornwall respecting Pay Equity Program and Arbitration Awards.

Referred to the Finance and Administration Committee.

5. Resolution dated 1992 February 3 from the Township of Colchester North respecting the abandonment of all new social initiative programs, new commissions, new agencies and proposed legislation for the Province of Ontario until such time as the Province recovers from the present economic situation.

Referred to the Finance and Administration Committee

6. Letter dated 1992 February 18 from Mr. Andy Robertson, 240 Bendamere Avenue, Hamilton respecting the Hamilton Minor Hockey Association.

Referred to the Parks and Recreation Committee.

7. Letter dated 1992 February 12 from Government Finance Officers Association notifying the City of Hamilton that it has received the Distinguished Budget Presentation Award.

Received.

8. Letter dated 1992 February 14 from 800064 Ontario Inc. respecting the removal of the "H" Holding provision from the "C" (Urban Protected Residential, etc.) District, "C" (Urban Protected Residential etc.) modified, District, "R-4" (Small Lot Single-Family Residential) District and "RT-20" (Townhouse-Maisonette) District for lands located at No. 480 Rymal Road West, Ontario.

Received.

9. Letter dated 1992 February 18 from James and Felicia Capuccinello Iraci, 50 Christopher Drive, Hamilton, Ontario respecting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 50 Christopher Drive, Hamilton, Ontario.

Received.

10. Letter dated 1992 February 18 from Lyle Hostein and Lorna Hostein, 595 Rymal Road West, Ancaster, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 595 Rymal Road West, Hamilton, Ontario

Received.

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It was moved by Alderman Kiss and seconded by Alderman Anderson that the reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, His Worship Mayor Morrow, the Finance and Administration Committee, and the Nominating Committee be now considered in Committee of the Whole.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0. **CARRIED.**

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PARKS AND RECREATION COMMITTEE - FIFTH REPORT

PLANNING AND DEVELOPMENT COMMITTEE - FOURTH REPORT

Section 16 Re: Zoning Application 91-74 - Sylvia Tofano, 809 Main St. E.

Recorded Vote.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Acting Mayor Drury, -1. **CARRIED.**

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Section 18 Re: Zoning Application 91-84, Vittorio Ciardulo - 66 Alderson Avenue

Alderman D'Amico declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman D'Amico owns property in the area.

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Section 19 Re: Zoning Application - 52 Heather Road

It was moved by Alderman Agostino and seconded by Alderman Eisenberger that Section 19 of the Fourth Report of the Planning and Development Committee be deleted and the following substituted in lieu thereof:

19 (a) That approval be given to Zoning Application No. 91-52, Elio Borchetta, owner for a modification to the established "B-1" (Suburban Agricultural and Residential, etc.) District, to permit the established two-family dwelling for property located at 52 Heather Road subject to conditions in the Planning and Development Department staff report.

(b) That the request to permit a barber shop as a home occupation use for property located at 52 Heather Road be denied. **CARRIED.**

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Recorded vote on Section 19 (a)

YEAS: Acting Mayor Drury, Aldermen Cooke, Agro, McCulloch, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, D'Amico, Ross. -12.

NAYS: Aldermen Kiss, Copps, Merling, Anderson. -4. **CARRIED.**

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Section 20 Re: Ontario Municipal Board, Committee of Adjustment - Staff attendance

It was moved by Alderman Eisenberger and seconded by Alderman Agostino that Section 20 of the Fourth Report of the Planning and Development Committee be deleted and the following substituted in lieu thereof:

20. That the appropriate staff be directed to represent the City of Hamilton in support of the committee decision at the scheduled Ontario Municipal Board Hearings for the following applications regarding residential conversions which were denied by the Committee of Adjustment:

A-90-306 52 Burris Street
A-90-319 621 King Street East
A-90-374 154 Hess Street South
A-91-109 148 Holton Avenue South

CARRIED.

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LICENSING REPORT - FOURTH REPORT

HIS WORSHIP MAYOR ROBERT M. MORROW - FIRST REPORT

Section 2 Re: Membership - Mayors Race Relations Advisory Council

It was moved by Alderman D'Amico and seconded by Alderman Kiss that Section 2 of the Report of His Worship Mayor Robert M. Morrow be amended by adding the name Regina Bagdonas-Chiarelli in lieu of the words "(1) To Be Determined" at the end of the list.

CARRIED.

FINANCE AND ADMINISTRATION COMMITTEE - SIXTH REPORT

Section 12 Re: Submission from Local 42 of the Communications and Electrical Workers of Canada re: Affordable Telephone Service

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Copps -1. **CARRIED.**

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Section 13 Re: Theatre Terra Nova - Mortgage payment

It was moved by Alderman Anderson and seconded by Alderman Charters that section 13 of the Sixth Report of the Finance and Administration Committee be referred back.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Agostino -1. **CARRIED.**

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Section 15 Re: Sale of break open tickets

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Charters, -1. **CARRIED.**

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Section 16 Re: Funding - International Great Lakes St. Lawrence Mayors Conference

Recorded vote.

YEAS: Aldermen Cooke, Wilson, Agostino, Anderson, Ross. -5.

NAYS: Acting Mayor Drury, Aldermen Kiss, McCulloch, Morelli, Copps, Eisenberger, Charters, Jackson, D'Amico. -9. **LOST.**

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Section 18 Re: Supply of Natural Gas

Alderman Charters declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Charters' wife is employed by Union Gas.

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Section 21 Re: Tivoli Foundation - loan guarantee (to not support)

Recorded vote:

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -12.

NAYS: Aldermen Agro, McCulloch, 2. **CARRIED.**

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Section 23 Re: Citizen Appointments

It was moved by Alderman Ross and seconded by D'Amico that section 23 of the Sixth Report of the Finance and Administration Committee be deleted and the subsequent resolutions in the report be renumbered accordingly. **CARRIED.**

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It was moved by Alderman Ross and seconded by Alderman Jackson that Rule No. 8 of the Rules of Order be suspended for this meeting of City Council in order permit consideration of a motion respecting the extension of the appointment of Mr. J. Pavelka as Acting Chief Administrative Officer to April 30, 1992.

CARRIED.

It was moved by Alderman Ross and seconded by Alderman Jackson that the following be added to the Sixth Report of the Finance and Administration Committee as section 25:

25. That the appointment of Mr. Joe Pavelka as Acting Chief Administrative Officer be extended to April 30, 1992. **CARRIED.**

* * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Anderson that Alderman G. Copps be appointed Acting Mayor for the month of March, 1992. **CARRIED.**

* *

It was moved by Alderman Kiss and seconded by Alderman Anderson that the Report of the Committee of the Whole on the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, His Worship Mayor Robert M. Morrow, the Finance and Administration Committee, the Nominating Committee and resolutions, be adopted.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. - 14.

NAYS: -0. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Anderson that the following Bills be now read a first time:

H-14, H-15.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. - 14.

NAYS: -0. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Anderson that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

H-14, H-15.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. - 14.

NAYS: -0. **CARRIED.**

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Consideration of the Bills (second reading).

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It was moved by Alderman Kiss and seconded by Alderman Anderson that the Report of the Committee of the Whole on the following Bills, be adopted. -

H-14, H-15.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. -14.

NAYS: -0. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Anderson that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

H-14, H-15.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. -14.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 8:30 o'clock p.m.

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J. J. Schatz, City Clerk
1992 February 25

CORRESPONDENCE

Correspondence:

1. Resolution dated 1992 February 14 from The Corporation of the City of North York respecting the question of the termination of the 60% Provincial Funding towards the budget of the Credit Counselling Service in Ontario.

   Recommendation: **Be Referred to the Finance and Administration Committee.**

2. Resolution dated 1992 February 4 from the City of St. Catharines respecting Arbitration Award to Fire Fighters.

   Recommendation: **Be Referred to the Finance and Administration Committee.**

3. Resolution dated 1992 February 25 from the Corporation of the City of Windsor respecting a tri-level cost-sharing strategy to meet municipal infrastructure needs.

   Recommendation: **Be Referred to the Finance and Administration Committee**

4. Petition received by City Clerk supporting Amended Zoning Application 91-40, Frank Toth, Tony Di Franco and Angelo Coca, owners, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit single-family development, on property located at Nos. 478 and 488 Rymal Road East, Hamilton, Ontario.

   Recommendation: **Be Received.**

5. Application dated 1992 February 27 from Hope Haven Homes Family Rehabilitation Centre, Hamilton, Ontario respecting a further modification to the "D" (Urban Protected Residential - One and Two Family, Townhouses, etc.) District for 992 Montclair Avenue, Hamilton, Ontario.

   Recommendation: **Be Received.**

6. Application dated 1992 February 25 from St. Stephen-on-the Mount Anglican Church, Hamilton, Ontario respecting a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified, for Block "1" and for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations for Block "2" for property at Nos. 625 and 635 Concession Street, Hamilton, Ontario.

Recommendation: **Be Received.**

7. Application dated 1992 February 24 from Faith Evangelical Lutheran Church of Hamilton, Hamilton, Ontario for a change in zoning from "C" (Urban Protected Residential, etc.) District to "DE-3" (Multiple Dwellings) District modified, for Block "1", from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified, for Block "2" and for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations for Block "3" for property at No. 1907 King Street East, Hamilton, Ontario.

Recommendation: **Be Received.**

8. Application dated 1992 February 28 from John Foss, 111 Charles Street, Hamilton, Ontario for a modification to the established "E-3" (High Density Multiple Dwellings) District regulations for property at No. 113 Charles Street, Hamilton, Ontario.

Recommendation: **Be Received.**

CITY OF NORTH Y(
5100 YONGE STREET
NORTH YORK
ONTARIO
M2N 5V7

FEB 19 1992
CITY CLERKS

February 14, 1992

TO: ALL MUNICIPALITIES WITH A
POPULATION OVER 70,000

RE: FUNDING (PROVINCIAL) - CREDIT COUNSELLING SERVICES (37)

At its meeting held on February 5, 1992, North York City Council gave consideration to the question of the termination of the 60% Provincial Funding towards the budget of the Credit Counselling Service in Ontario.

Council's action with respect to this matter is appended hereto.

You will note that the City of North York vigorously protests the abrupt termination of this funding, and advocates the reversal of this decision, returning to the formula of the Province of Ontario providing a 60% share of the budget of Credit Counselling in Ontario.

North York Council further directed that all North York MPP's and municipalities within the Province of Ontario having a population of over 70,000, be apprised of this action and requested to endorse North York's position on this matter.

North York would appreciate your support in requesting the Province to reverse its decision regarding its funding to the Credit Counselling Services in Ontario.

Yours truly,

Dénis Kelly,
City Clerk

AB:ay
Encl.

EXTRACT FROM THE MINUTES OF THE MEETING OF NORTH YORK COUNCIL HELD ON FEBRUARY 5, 1992

70. FUNDING (PROVINCIAL) - CREDIT COUNSELLING SERVICES. (37)

In considering this matter, Council had before it a memorandum (January 29, 1992) from Mayor Lastman forwarding a motion regarding the above matter.

Mr. George Penfold, 1065 Don Mills Road, #403, M3C 1X4, addressed Council.

It was moved by Councillor Yuill, seconded by Councillor Summers, that:

WHEREAS Credit Counselling Services provide the only alternative to bankruptcy for individuals and families experiencing undue stress because of inability to meet creditor demands;

AND WHEREAS Credit Counselling Services assist in alleviating undue anxiety by families and provide for an orderly repayment of debts to creditors within the ability to pay of the debtor;

AND WHEREAS Credit Counselling Services provide a means of payment of funds owing to merchants and vendors within the economic system as opposed to writing off as loss vast sums of money owed by debtors through the credit purchasing system;

AND WHEREAS many families are undergoing a difficult time financially because of interrupted or reduced income during this recessionary period;

AND WHEREAS the decision to terminate funding as provided by Province of Ontario governments over the past twenty-five years was made unilaterally with no consultation with interested parties as to personnel policies, leases, contracts, etc.;

THEREFORE BE IT RESOLVED that the City of North York vigorously protest this abrupt termination of funding, and advocate the reversal of this decision, returning to the formula of Province of Ontario provision of 60% share of the budget of Credit Counselling in Ontario;

It was further moved in amendment by Councillor Yuill, seconded by Councillor Summers, that this motion be forwarded to all North York MPP's and all municipalities with a population over 70,000 in the Province of Ontario for their endorsement.

The amendment carried.

The main motion carried, as amended.

RECEIVED

FEB 19 1992

CITY CLERKS

2.

CITY OF ST. CATHARINES

BOX 3012
ST. CATHARINES, ONTARIO
FAX 682-3631

CITY HALL
L2R 7C2
PHONE (416) 688-5600

THOMAS A. W. DERRECK
C.M.O., A.M.C.T., C.M.C., M.I.M.A.
CITY CLERK

February 4th 1992

TO ALL MUNICIPALITIES WITH 50,000+ POPULATION:

Please be advised that City Council at its regular meeting of January 27th 1992, enacted the following resolution:

"That as the award clearly runs contrary to government policy, the City of St. Catharines deplores the award of Kevin Burkett as inflationary, biased, and incomplete;

and that the Premier of Ontario be petitioned to establish ways in which the Government, in the future, can overturn awards such as this, and remove Kevin Burkett from the list of provincial arbitrators;

and that an appeal be made directly to the Premier of Ontario respecting the arbitration award recently made by Mr. Kevin Burkett to the St. Catharines Professional Firefighters Association;

and that the Government of Ontario establish guidelines for arbitrators that will limit their ability to award inflationary settlements;

and further, that a copy of this brief and recommendation be circulated to all municipalities for their approval and support. FORTHWITH."

For your complete information in this regard, I am attaching an excerpt from the General Committee Minutes of January 27th 1992, which contains a copy of a report from the Personnel Department and the full text of the resolution enacted by Council.

Further information may be obtained by contacting the Personnel Department directly.

Yours truly,

Thomas A. W. Derreck
City Clerk

/da

c.c. Mr. J. Brady, Director of Personnel

ST. CATHARINES

EXCERPT OF THE MINUTES OF THE
.....GENERAL..... COMMITTEE
DATE JAN. 27/92 ITEM NO. 39
RATIFIED BY COUNCIL JAN. 27/92

ITEM NO. 39
Report from the Personnel Department
dated January 20th 1992, Re:
Arbitration Award to Fire Fighters
File: 10.10.4

Arbitrator Kevin Burkett's recent award exhibits an extremely irresponsible attitude towards proper compensation policies. In addition, the Arbitrator failed to properly complete his award by ignoring most of the City's proposals which were presented to the Board for consideration. As a result, there are no explanations by the Board of whether the City's proposals were unreasonable, expensive, or frivolous. This failure clearly places the City in a position where they must proceed to arbitration again in order to ascertain these answers.

Mr. Burkett, in his award, acknowledges that St. Catharines and the Niagara Region are presently experiencing poor economic conditions with high unemployment and low employment opportunities, but then points out that the historical comparisons between a First Class Policeman's and First Class Fire Fighter's basic wages are the only relevant comparators. He further rejects the argument that if he is going to view differentials it should be based on similar percentage differentials. Instead he maintains that only the dollar differences should matter. This has the effect of reducing the percentage differential between Fire Fighters and Police.

The award also indicates to the parties that if the City doesn't maintain and improve the differential between Fire Fighters and Police, that the Fire Fighters should come back to arbitration in the coming year and the implication is he'll look after them. Obviously this will not make 1992 negotiations easy.

The provincial government appoints all arbitrators and, indeed, Mr. Burkett is a frequent appointee of the current government. His award of 9.8% in wages and 1.2% in benefits goes way beyond the inflation rate. It shows a total lack of concern for local conditions, ignores the economy of the province and country, and is in total opposition to the aim of the provincial government, which is to keep wage settlements below the rate of inflation.

Kevin Burkett's arbitration award establishes that Fire Fighters are immune from the current recession and that other groups, citizens, and services must be sacrificed to maintain the wages of Fire Fighters. He also makes it clear that freely-negotiated past settlements will be adjusted if the Fire Fighters don't get enough money. Indeed it becomes clear in his award that Fire Fighters should proceed to arbitration rather than negotiate in good faith with the Corporation.

RECOMMENDATION:

That as the award clearly runs contrary to government policy, the City of St. Catharines deplores the award of Kevin Burkett as inflationary, biased, and incomplete;

and that the Premier of Ontario be petitioned to establish ways in which the Government, in the future, can overturn awards such as this, and remove Kevin Burkett from the list of provincial arbitrators;

and that the Government of Ontario establish guidelines for arbitrators that will limit their ability to award inflationary settlements;

and further, that a copy of this brief and recommendation be circulated to all municipalities for their approval and support.

ST. CATHARINES

EXCERPT OF THE MINUTES OF THE
.....GENERAL..... COMMITTEE
DATE.JAN..27/92 ITEM NO...39..
RATIFIED BY COUNCIL.JAN. 27/92

MOVED BY ALDERMAN UNWIN:

That as the award clearly runs contrary to government policy, the City of St. Catharines deplores the award of Kevin Burkett as inflationary, biased, and incomplete;

and that the Premier of Ontario be petitioned to establish ways in which the Government, in the future, can overturn awards such as this, and remove Kevin Burkett from the list of provincial arbitrators;

and that an appeal be made directly to the Premier of Ontario respecting the arbitration award recently made by Mr. Kevin Burkett to the St. Catharines Professional Firefighters Association;

and that the Government of Ontario establish guidelines for arbitrators that will limit their ability to award inflationary settlements;

and further, that a copy of this brief and recommendation be circulated to all municipalities for their approval and support. FORTHWITH.

CARRIED.

THE CORPORATION OF THE

CITY OF WINDSOR

3.

THOMAS W. LYND, M.A., A.M.C.T.
CITY CLERK

N9A 6S1
TELEPHONE (519) 255-6212
(519) 255-6215
FACSIMILE (519) 255-6868

February 25, 1992

OFFICE OF THE CLERK

IN REPLY, PLEASE REFER
TO OUR FILE No. GPG/92

TO: ALL MUNICIPALITIES IN ONTARIO WITH A POPULATION OVER 50,000

Windsor City Council at its meeting held on February 17, 1992 considered the matter of a tri-level cost-sharing strategy to meet municipal infrastructure needs.

Accordingly the following resolution was adopted:

M17-92 **WHEREAS** deteriorating roads, bridges, sidewalks, sewer and water systems have long been recognized as a serious problem facing municipalities' infrastructure; and,

WHEREAS inadequate and deteriorating sewer systems create health problems and pollute waters, deteriorating water systems pose health risks, and deteriorating roads and bridges create safety risks; and,

WHEREAS the relationship between inadequate infrastructure and the environment is unmistakably clear, and further federal and provincial environmental regulations require municipalities to carry out corrective works without accompanying financial assistance, and federal and provincial governments enact statutes and policies which place an increased financial burden on municipalities; and,

WHEREAS municipalities are essentially limited to one funding source, the property tax, which has proven inadequate in meeting the growing demands on municipal budgets, and since Canadian municipalities cannot expect a healthy and safe environment or a healthy economy without an undertaking from all levels of government to contribute financially to the necessary rebuilding of municipal infrastructure;

THEREFORE BE IT RESOLVED that the City of Windsor petition both Environment Canada and the Ontario Ministry of the Environment to commit their respective ministries to a tri-level cost-sharing strategy to meet municipal infrastructure needs, and further this resolution be forwarded to the Association of Municipalities of Ontario, Ontario municipalities with a population of over 50,000, local members of Parliament and local members of Provincial Parliament for their support and endorsation.

Your endorsation of this resolution would be greatly appreciated.

Yours very truly,

T. W. Lynd
City Clerk

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FOURTH** Report for 1992 and respectfully recommends:

1. That permission be granted to the Zonta Club of Hamilton II to erect service club signs in accordance with By-law No. 86-77.

2. (a) That City lands, Block 44, Plan 62M-688, be incorporated into Westlawn Drive.

   (b) That the by-law to carry out the incorporation of the said lands into the foregoing street be enacted by Council.

   (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.

3. (a) That the submitted schedule of works be adopted for inclusion in the Subdivision Agreements with the Owners for the estimated cost of services in:

   "CLAUDETTE GARDENS - PHASE I, Hamilton"

   City's Share - Nil Subdivider's Share - $109,265.60

   "CLAUDETTE GARDENS - PHASE 2, Hamilton"

   City's Share - Nil Subdivider's Share - $ 28,464.00

(b) That the Mayor and the City Clerk be authorized and directed to execute the proposed subdivision agreements between the City and the Owners of Claudette Gardens - Phase I and Claudette Gardens - Phase 2 subdivisions.

(c) That approval of the above clauses be subject to the condition that no work be commenced until the Final Plans and Subdivision Agreements have been registered.

(d) That in the event the subdivider wishes to proceed prior to the registration of the Final Plans and Subdivision Agreements, they should be allowed to do so at their own risk provided they enter into a standard agreement for pre-servicing.

4. That the application of M. Temperley, agent for the Hess Village Merchants Association (24 Hess Street South, Hamilton L8P 3M8) to display a promotional banner across Main Street West, in front of City Hall from Monday, 1992 July 6 to Monday, 1992 July 13 with the following message, be approved:

HESS VILLAGE JAZZ FESTIVAL
JULY 17 - 19

5. (a) That three-way stop control be implemented at the intersection of Grandville Avenue and Violet Drive; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

6. (a) That the existing "Three Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on both sides of Linwood Avenue between Aberdeen Avenue and Homewood Avenue be removed; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

7. (a) That the existing "Alternate Side Parking" regulation on Grosvenor Avenue North between Roxborough Avenue and Cannon Street East be changed such that parking is prohibited;

- on the west side of the street during the months of December, January, February, March and from the 1st to the 15th of April, May, June, July, August, September, October and November; and

- on the east side of the street from the 16th to the last day of April, May, June, July, August, September, October and November; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

8. (a) That a "No Stopping" regulation be implemented on the west side of Tolton Avenue commencing at a point 123 feet north of Roxborough Avenue and extending to a point 25 feet northerly therefrom; and

(b) That the Traffic Department be directed to review this matter in six months time, and report back to the Committee, if necessary, on whether or not the applicant has complied with the Zoning By-law; and

(c) That the City Traffic By-law No. 89-72 be amended accordingly.

9. (a) That a "No Parking" regulation be implemented on the north side of McElroy Road West between West 3rd Street and West 5th Street; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

10. (a) That a "No Parking" regulation be implemented on the west side of Gloucester Road between Aberdeen Avenue and Inglewood Drive; and

(b) That a "Three Hour Parking Time Limit, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the east side of Gloucester Road commencing at Aberdeen Avenue and extending to a point 147 feet southerly therefrom; and

(c) That a "No Parking" regulation be implemented on the east side of Gloucester Road commencing at a point 147 feet south of Aberdeen Avenue and extending to a point 91 feet southerly therefrom; and

(d) That the City Traffic By-law No. 89-72 be amended accordingly.

11. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of West 32nd Street, commencing at Bendamere Avenue and extending to a point 121 feet northerly on the east side and 123 feet northerly on the west; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

12. (a) That the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the west side of Walnut Street, which commences at a point 54 feet north of Hunter Street and extends to a point 100 feet northerly therefrom, be shortened, such that the regulation commences at a point 54 feet north of Hunter Street and extends to a point 77 feet northerly therefrom; and

(b) That a two hour parking meter be installed on the west side of Walnut Street commencing at a point 131 feet north of Hunter Street and extending to a point 23 feet northerly therefrom; and

(c) That the City Traffic By-law No. 89-72 be amended accordingly.

13. (a) That a "No Stopping, Wheelchair Loading Only, 11:00 a.m. to 6:00 p.m., seven days a week" regulation be implemented on the south side of Central Avenue, commencing at a point 32 feet west of Weir Street and extending to a point 24 feet westerly therefrom; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

14. (a) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the east side of Brigade Drive, commencing at a point 205 feet north of Byng Street and extending to a point 40 feet northerly therefrom; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

15. (a) That a "No Stopping, Wheelchair Loading Only, 9:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the east side of James Street North, commencing at a point 124 feet north of Macauley Street and extending to a point 25 feet northerly therefrom; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

16. That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to each of the first four eligible applicants residing at No. 41 - 43 Herkimer Street.

17. (a) That the purchase of the land beneath two former rail lines crossing Ewen and Rifle Range Roads (Parts 4 and 6, 62R-11818) from C.P. Rail at a price of $2,000.00 be approved in accordance with the terms of the Letter of Agreement dated 1992 February 13. The administration fee of $2,000.00 be charged to Account No. CH5X323 00102 (Reserve for Property Purchases).

(b) That upon completion of the purchase and removal of the tracks, the Senior Director, Roads Department, be authorized and directed to prepare by-laws to establish the land acquired to form part of Ewen and Rifle Range Roads.

(c) That the Mayor and City Clerk be authorized to execute the Letter of Agreement dated 1992 February 13.

18. That a purchase order be issued to Niagara Paint & Chemical Co. Ltd., Hamilton, for the supply and delivery of Traffic Paint as and when required during 1992, being the lowest of three tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, at the following prices, and that this expenditure be financed through Pavement Markings Material Account No. 56153 75999:

White and Yellow non-coning in 205 litre containers	$ 1.78 litre
White and Yellow coning in 20 litre containers	$ 1.88 litre

G.S.T. and P.S.T. extra

19. That purchase orders be issued for the supply and delivery of Asphalt as and when required during 1992 by the Public Works Department, being the lowest of four (4) tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and that these expenditures be financed from Stock Materials Account No. CH56197 60999, as follows:

(a) Cayuga Materials & Construction, Simcoe

Steel Slag Asphalt	$ 45.00
Asphalt Surface Course H.M.3	42.76
Asphalt Binder Course H.M.5	38.35
Liquid Asphalt Cement	1.45 litre

(b) Taro Aggregates, Hamilton

Asphalt Surface Course H.M.3	$ 40.00
Asphalt Binder Course H.M.5	36.00
Cold Laid Patching Material	59.00

(c) Red-D-Mix Concrete, Hamilton

Steel Slag Asphalt	$ 42.00
Asphalt Surface Course H.M.3	41.75
Asphalt Binder Course H.M.5	37.00
Liquid Asphalt Cement	2.00 litre
Cold Laid Patching Material	59.00

(d) Norjohn Limited, Thorold

Cationic Emulsion CRS-2 delivered	$ 0.2824 litre
Cationic Emulsion CRS-2 latex delivered	$ 0.3594 litre

G.S.T. and P.S.T. extra where applicable. Prices per tonne, picked up, unless otherwise specified.

20. That purchase orders be issued for the supply and delivery of Aggregates as and when required during 1992 by the Public Works Department, being the lowest of twelve (12) tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and that these expenditures be financed from Stock Materials Account No. CH56197 60999, as follows:

(a) Lakeview Sand & Gravel Ltd., Paris

Granular 'A'	$ 7.60
19mm Clear	9.10
19mm Crusher Run	7.80

(b) Steetley Lime & Aggregates, Dundas

9.5mm and 6.4mm chips Washed	$ 11.50
Athlete Field Lime	13.55

(c) Cayuga Materials & Construction, Simcoe

9.5 mm Screenings	$ 8.10

G.S.T. and P.S.T. extra where applicable. Prices per tonne, delivered.

21. That purchase orders be issued for the supply and delivery of Concrete as and when required during 1992 by the Public Works Department, being the lowest of six (6) tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and that these expenditures be financed from Stock Materials Account No. CH56197 60999, as follows:

(a) Delta Ready Mix Limited, Hamilton

Sidewalk, Curb, Roadway Concrete	delivered	$ 86.60 m^3
Unshrinkable Fill	delivered	37.90 m^3
	picked up	37.00 m^3

(b) Independent Ready Mix, Hamilton

Sidewalk, Curb, Roadway Concrete	delivered	$ 88.90 m^3
Unshrinkable Fill	delivered	41.50 m^3
	picked up	37.50 m^3

(c) Premier Concrete, Hamilton

Sidewalk, Curb, Roadway Concrete	picked up	$ 82.00 m^3

G.S.T. and P.S.T. extra where applicable

22. (a) That the following changes be made in the maximum charges per metre of frontage for Local Improvement construction:

		Maximum Charge per Metre of Frontage	
	Item	**Existing 1991**	**Proposed 1992**
i.	Curb Only	$ 69.00	$ 80.00
ii.	Sidewalks Only	$ 86.00	$ 80.00
iii.	Sidewalks and Independent Curbs or Combined Sidewalks and Curbs	$ 138.00	$ 137.00
iv.	Roadway Only	$ 240.00	$ 223.00
v.	Alleys	$ 92.00	$ 93.00
vi.	Roadway and Curbs Only (Industrial Subdivisions)	$ 314.00	$ 306.00

(b) That the City Solicitor be authorized and directed to amend the Local Improvement By-law.

23. (a) That the appropriate by-law for the sale of the alley lying immediately north of Lot 50 and west of Lot 2, Registered Plan 541, described as Parts 1 and 2 on Plan 62R-11914, be forwarded to City Council for enactment on 1992 March 10.

(b) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.

24. (a) That the City Solicitor be authorized to make an application to a District Court Judge under Section 82 of The Registry Act, R.S.O. 1980, for an order to stop-up and close a portion of the unassumed east/west alleyway at the rear of No. 615 Main Street East;

(b) That the Commissioner of Transportation/Environmental Services be directed to sign an affidavit setting out that no public funds have been expended on the alley to be closed.

(c) That the documentation regarding the application to the District Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor, and that the applicant be responsible for all fees payable in District Court.

(d) That the applicant register a reference plan under The Registry Act, said plan to be prepared by an Ontario Land Surveyor, to the satisfaction of the Regional Surveyor, and to delineate the manner in which the closed portion is to be distributed among the abutting owners, and that the applicant deposit a reproducible copy of said plan with the Regional Surveyor.

(e) That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval for the proposed closing pursuant to Section 48 of The Regional Municipality of Hamilton-Wentworth Act.

(f) That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owners.

(g) That the applicant provide an easement to Bell Canada for their existing plant on the north side of the proposed closure.

(h) That the applicant provide an easement to Hamilton Hydro for their overhead wires located in the subject area.

Provided the Judge's Order to close the highway is granted:

(a) That the Commissioner of Transportation/Environmental Services be directed to prepare a by-law for the sale of the closed highway to the abutting owner(s).

(b) That the City Clerk be directed to publish a notice pursuant to Section 301 of The Municipal Act, R.S.O. 1980, of the City's intention to pass the by-law.

25. (a) That the Director of Public Works and the Senior Director of Roads respond directly to the Ministry of the Environment on behalf of the City of Hamilton on standard, normal applications submitted to the Ministry of the Environment and;

(b) That the Director of Public Works and the Senior Director of Roads submit an information report to the Transport and Environment Committee to keep the elected representatives appraised of such applications and;

(c) That the Director of Public Works and the Senior Director of Roads send a recommendation report to the Transport and Environment Committee on exceptional situations to advise the Committee of the particular circumstances.

26. (a) That approval be given to Grindstone Properties Ltd. for the construction of a temporary turning lane through the MacNab Street bus loading platform; and

(b) That the entire cost of constructing the turning lane and all associated works be borne by Grindstone Properties Ltd.; and

(c) That the estimated cost of restoring the bus loading platform be paid in advance by Grindstone Properties Ltd. to Account No. CH59001 60910.

27. (a) That the City of Hamilton continue supplying potable water to only those 15 residences in the Mount Albion Falls area where water has been supplied over a number of years by the City, at an estimated annual cost of approximately $26,000.00/year.

(b) That the City of Hamilton discontinue this service if the residences are acquired for the Freeway.

28. That the speed limit on Owen Place be reduced from 50 k.p.h. to 40 k.p.h. on a 6 month trial basis.

29. (a) That the Chairperson of the Transport and Environment Committee or his designate be authorized to attend the Ontario Traffic Conference Annual Convention to take place on 1992 May 31 to June 3, Pembroke, Ontario.

(b) That costs for attendance be allocated to Aldermen Travel Account No. CH55201 10010 from the 1992 Operating Budget.

30. That Alderman V. Agro pursue the transfer of the property beyond the retaining wall at 201 Bay Street North to the City so that a fence can be erected on the property line at a cost not to exceed $500.00.

31. (a) That authorization be given for the Beth Tikvah Group Home to purchase two parking permits to exempt vehicles from the time limit parking restriction on Arkell Street.

(b) That, if necessary, the appropriate by-law be amended accordingly.

32. That leave be granted to introduce the following Bills:

(a) **Bill A-25** By-law to Incorporate Block 44, Plan 62M-688 into Westlawn Drive

(b) **Bill A-26** By-law to Authorize the Sale of Part of an Alley According to Register Plan No. 541

(c) **Bill A-27** By-law to Amend By-law No. 89-72 to Regulate Traffic

(d) **Bill A-28** By-law to Amend By-law No. 89-72 to Regulate Traffic

Respectfully Submitted,

ALDERMAN H. MERLING, CHAIRPERSON
TRANSPORT AND ENVIRONMENT COMMITTEE

Kevin C. Christenson
Secretary

1992 March 2

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FIFTH** Report for 1992 and respectfully recommends:

1. That approval be granted of the action taken by the Director of Culture and Recreation in approving the request by the Department of National Defence to use Eastwood Park to hold "The Flying Tigers" - eight military helicopter landing exercise, 1992 April 11 from 8:30 a.m. to 6:00 p.m., subject to the following terms and conditions:

    (a) That insurance, in the amount of $2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided.

    (b) That the applicant assume responsibility for all labour-related costs as a result of this event i.e. clean-up.

    (c) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

    (d) That the Military Police will be provided to seal off the area to ensure safety of the area.

2. That approval be granted of the action taken by the Director of Culture and Recreation in approving the request by the Living Rock Ministries to use the Gage Park bandshell to host the "Battle of the Bands", 1992 July 25 from 11:00 a.m. to 11:00 p.m., subject to the following terms and conditions:

    (a) That insurance, in the amount of $2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided.

    (b) That the applicant assume responsibility for all labour-related costs as a result of this event i.e. clean-up.

    (c) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

3. That approval be granted of the action taken by the Director of Culture and Recreation in approving the request by the International Society of Arboriculture to use Gage Park (northwest of the bandshell) to host the "Tree Climbing Jamboree", 1992 June 13 from 8:00 a.m. to 5:00 p.m., subject to the following terms and conditions:

   (a) That insurance, in the amount of $2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided.

   (b) That the applicant assume responsibility for all labour-related costs as a result of this event i.e. clean-up.

   (c) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

   (d) That the rain date for this event will be 1992 June 14.

4. That the Director of Culture and Recreation be authorized to review the parking situation at all Culture and Recreation facilities with the Manger of the Parking Authority to prepare a Culture and Recreation Parking Management Plan for existing and new Culture and Recreation parking lots.

5. That approval be given to expand the existing fenced area for pre-school play in Scott Park from 20' x 60' to 20' x 80'.

6. (a) That the first phase of the Red Hill Creek Recreational Master Plan Centre CF629054013 be reduced from $1,047,850.50 to $47,850.50.

   (b) That the remaining funds of $1,000,000.00 be forwarded to the Finance and Administration Committee for disposition.

7. That leave be granted to introduce the following Bill:

B-1 By-law to Amend Cemeteries By-law No. 8861 Respecting Revised Tariff of Charges

Respectfully Submitted,

ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE

Kevin C. Christenson
Secretary

1992 March 3

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FIFTH** Report for 1992 and respectfully recommends:

1. That approval be given to the following alterations to the designated facades of 105 Aberdeen Avenue, pursuant to the provisions of the Ontario Heritage Act, 1983;

   (a) Addition of deck and stairway to the east facade, extending from north facade of east rear wing (family room) to front (north) facade; constructed of wood with iron railing;

   (b) Insertion of two sets of French doors opening onto the new deck: one on the east facade (involving the removal of one existing sash window) and one on the north facade of east rear wing (presently a blank wall).

2. That the Building Commissioner be authorized to issue a demolition permit for 420 Wilson Street.

3. (a) That, under the Central/Beasley PRIDE Programme, lights be installed on the south side of Lockwood Motors Limited building located at 69 Kelly Street adjacent to Beasley Park, at an estimated cost of $1,300. to improve lighting levels in the Park; and,

   (b) That the Mayor and City Clerk be authorized to execute an agreement to attach and maintain the lighting fixtures to the private property; and,

   (c) That the City Solicitor be authorized to register the lighting agreement on title.

4. (a) That the Planning and Development Committee advise City Council that the Town of Flamborough's "Recommended Actions for the Preferred Growth Concept (Growth Strategy Study)" does not have an effect on the planning intentions of the City of Hamilton; and,

(b) That the City Clerk advise the Town of Flamborough of City Council's decision.

5. (a) That the City Solicitor be directed to prepare a by-law to remove part-lot control from Lot 5, Registered Plan 62M-653, located on the south side of Silverton Drive, west of Upper Ottawa Street, in the Templemead Neighbourhood, City of Hamilton, for presentation to Council.

(b) That the Regional Municipality of Hamilton-Wentworth be requested to approve the by-law once passed by City Council.

6. That the Region be requested to grant a one-year extension to the draft approval for "Wisemount Forest Survey" Subdivision (Regional File No. 25T-83004).

7. (a) That the Region be requested to consider the use of the Wentworth County Courthouse as a Regional Headquarters when the Provincial Courts move to the former Main Street Post Office;

(b) That a copy of the CAPIC report dated 1992 February 26 be forwarded to the Region.

8. That By-Law No. 87-350 prescribing fees in relation 1to administrative costs be appropriately amended to establish a stepped schedule of fees in relation to types of applications made to the Committee of Adjustment as follows:

RECOMMENDED FEES

	1991	1992 April 1	1993 Jan. 1	1994 Jan. 1
Variances or Permission ancillary to 1 and 2 family unit uses	$250.00	$250.00	$250.00	$250.00
Variances or Permission (all other)	$250.00	$300.00	$350.00	$400.00

9. That Zoning By-law 6593 be amended as follows:
Section 2(2)(k)vii
"owner means the person, corporation or other entity registered on title as owner or any person, corporation or other entity having control of the property, including those receiving rents for the property, whether on their own account or as agent or trustee of any other person or entity."

10. That approval be given to amended Zoning Application 91-65, St. Lawrence Cement Inc., owner for a further modification to the existing "M-15" (Prestige Industrial) District regulations to permit either a ready mix concrete plant and contractor's yard/office or an asphalt plant including a contractor's yard/office for property located at 475 Nebo Road, as shown on the attached map marked as Appendix "A", on the following basis:

(a) That the "M-15" (Prestige Industrial) District regulations as set out under Section 17G of Zoning No. By-law 6593, applicable to the subject lands, be modified to include the following variances as special requirements:

(i) That notwithstanding Section 17G(1)(c) of By-law No. 6593, the following Industrial Uses shall be permitted:

(1) a ready-mix concrete plant or an asphalt mixing plant, but not both uses.

(ii) That notwithstanding Section 17G(2)(a)(1) of By-law No. 6593, a maximum height of 21.0 m shall be permitted for the ready-mix concrete plant only;

(iii) That notwithstanding Section 17G(2)(b) of By-law No. 6593, a minimum set back of 10.0 m shall be provided and maintained for every building and structure from the TransCanada Pipeline right-of-way; and,

(iv) That a chain link fence of not less than 1.8 m and not more than 2.0 m in height shall be provided and maintained along the northerly, easterly and southerly lot lines;

(b) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1265, and that the subject lands on Zoning District Map E-59E be notated S-1265;

(c) That By-law No. 80-223, applicable to the subject lands, be repealed;

(d) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-59E for presentation to City Council; and,

(e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

11. That approval be given to amended Zoning Application 91-79, Angelo Salciccioli, prospective owner, requesting a change in zoning from "L-mr-1" (Planned

Development - Multiple Residential) District to "DE-3" (Multiple Dwellings) District to permit a ten (10) unit stacked townhouse development, for the property located at 1067 Rymal Road East, as shown on the attached map marked as Appendix "B", on the following basis:

(a) That the subject lands be rezoned from "L-mr-1" (Planned Development - Multiple Residential) District to "DE-3" (Multiple Dwellings) District;

(b) That the "DE-3" (Multiple Dwellings) District regulations as contained in Section 10C of Zoning By-Law No. 6593 applicable to the subject lands, be modified to include the following variances as special requirements:

(i) That notwithstanding Section 10C(3)(iii)(b) of Zoning By-law No. 6593, a rear yard of a depth of at least 6.76m shall be provided and maintained along the northerly lot line;

(ii) That notwithstanding Section 10C(5) of By-Law No. 6593, a maximum of ten (10) dwelling units shall be permitted;

(c) That the amending By-Law be added to Section 19B of Zoning By-Law No. 6593 as Schedule S-1266, and that the subject lands on Zoning District Map E-49D be notated S-1266;

(d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-49D for presentation to City Council;

(e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,

(f) That the approved Templemead Neighbourhood Plan be amended by redesignating the subject lands from "Attached Housing" to "Low Density Apartments".

12. That City Council re-affirm its resolution passed 1987 June 23 authorizing the City Clerk to petition the Ontario Government on behalf of City Council, to amend Section 33 of the Planning Act to ensure that no person shall demolish or cause to be demolished any residential building or part thereof unless he is the holder of a permit issued by Council under this section.

13. That leave be granted to introduce the following Bills:

(a) Bill C-29 A By-law to adopt Official Plan Amendment No. 106 respecting lands located in the area north of Eastgate Court and west of Centennial Parkway North within the Kentley Neighbourhood

Bill C-30 A By-law to amend By-law No. 86-98 respecting members of the Board of Management of the Westdale Business Improvement Area

Bill C-31 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1314 Upper Wentworth Street

Bill C-32 A By-law to establish Site Plan Control respecting land located at Municipal No. 1314 Upper Wentworth Street

Bill C-33 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 147-155 Dundonald Avenue

Bill C-34 A By-law to establish a Board of Management for the Main Street West Esplanade Business Improvement Area generally comprised of lands on the east and west sides of Main Street West between Locke Street on the west and Queen Street on the east

Bill C-35 A By-law to amend By-law No. 87-308 respecting members of the

Bill C-36 A By-law to amend Zoning By-law No. 6593 respecting lands located north of Stone Church Road West and west of Upper James Street

Bill C-37 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 52 Heather Road

Bill C-38 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 66 Alderson Drive

Bill C-39 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 809 Main Street East and 100 Barnesdale Boulevard

Appendix "A" referred to in Section 10 of the Fifth Report of the Planning and Development Committee for 1992

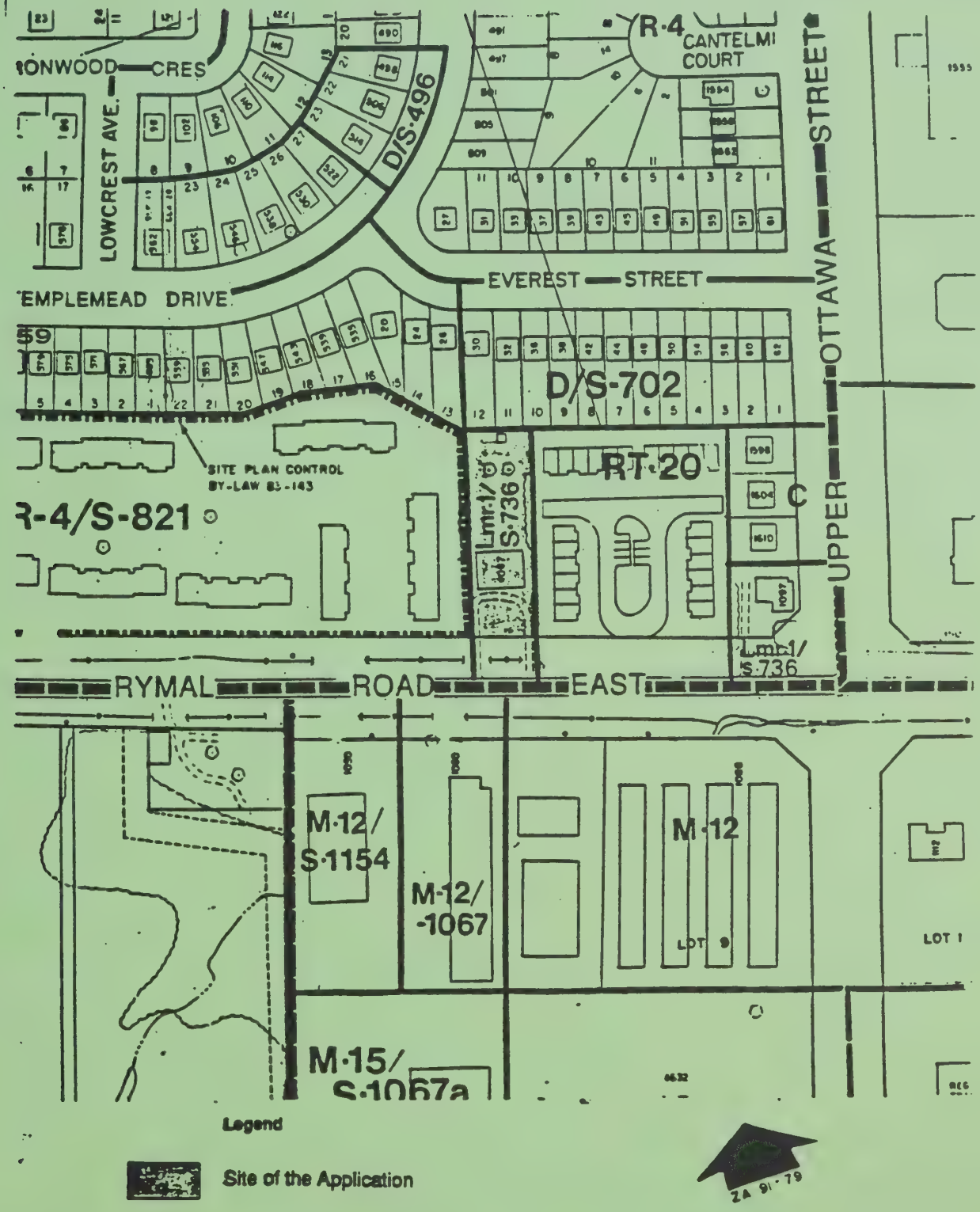


Legend

Site of the Application

ZA 91-65

Appendix "B" referred to
in Section 11 of the Fifth
Report of the Planning and
Development Committee for 1992



REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SEVENTH** Report for 1992 and respectfully recommends:

1. That a purchase order be issued to Lilo Products, Hamilton, being the lowest evaluated bid based on post-consumer waste content of eleven tenders received, for the supply and delivery of janitorial paper during 1992, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Purchasing Stores Inventory Account No. 56103 28999, as follows:

Singlefold towels	$17.44 case
Multifold towels	14.05 case
Interfold tissue	46.57
Toilet tissue	16.75
10" Roll white paper	22.54

G.S.T. at 7% and P.S.T. at 8% extra to above prices.

2. (a) That permission be granted to The Canadian Red Cross Society as follows:

   (i) To fly the Canadian Red Cross Society flag at City Hall throughout the month of March, 1992 during Red Cross month.

   (ii) To place a display at the west end of the second floor foyer at City Hall from Tuesday, 1992 February 25 - Tuesday, 1992 March 31, to promote the Red Cross services/programmes to the Hamilton community.

   (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

3. (a) That the City of Hamilton advise the Region of Hamilton-Wentworth that the City wishes to continue the joint-use of Bell Canada's Centrex Telephone services for the 60 month period beginning 1992 March 31, subject to Ontario Municipal Board approval.

(b) That the Director of Information Systems be authorized and directed to execute equipment schedules to the Master Centrex Telephone Agreement on behalf of the City, as approved by Council, provided the following conditions have been satisfied:

(i) that the schedule be in a form satisfactory to the City Solicitor;

(ii) that the requisite expenditure is contained in an approved Budget and is within the Council's adopted purchasing policy; and,

(iii) that a copy of the Master Agreement, as executed by the Region and Bell Canada is on file with the City Clerk.

4. That, as referred to in Item 6 of the Fifth Report of the Parks and Recreation Committee for 1992, the $1,000,000. available balance of funds previously allocated for the first phase of the Red Hill Creek Recreational Master Plan, Centre CF629054013, be returned to the 5% Park Dedication Fund.

5. That the Corporation of the City of Hamilton accept the Plaintiffs' Offer to Settle dated 1992 February 19, in Ontario Court (General Division) Action No. 6905/87 by paying the following amounts:

(a)	Damages including special and general damages plus pre-judgment interest	$ 7,801.
(b)	Part of Plaintiffs legal costs	$ 1,500.
(c)	One half of the Plaintiffs disbursements	$ 1,935.
(d)	20% of the O.H.I.P. claim	$ 1,264.
	TOTAL	$12,500.

6. That the City remit the sum of $44,000. to Leo Barnett, in full settlement of the costs and disbursements arising out of the expropriation of 10-14 Market Square.

7. That the request of the Fly the Flag for Canada Committee to display the City of Hamilton Crest on a promotional poster for distribution and display nationwide, free of charge, be approved.

8. That the following resolutions which were referred to the Finance and Administration Committee by City Council on 1992 February 25, for consideration and recommendation, be received:

(a) TOWNSHIP OF COLCHESTER NORTH

"WHEREAS residents of Colchester North and residents of the Province of Ontario pay taxes to support programs of the Provincial Government;

AND WHEREAS the cost of financing Ontario's deficit is $13,684.931.50 per day for interest alone;

AND WHEREAS the Province of Ontario continues to introduce new legislation, which is legislating and taxing industry to death or forcing industry to locate out of the province, and the introduction of new programs, new commissions and new agencies cost millions of the taxpayers' dollars to operate;

THEREFORE be it resolved that the Township of Colchester North recommends the abandonment of all new social initiative programs, new commissions, new agencies and proposed legislation until such time as the Province recovers from the present economic situation;

AND FURTHER that the Province make immediate changes to focus tax dollars on initiatives that will help the economic recovery of the Province;

AND FURTHER that this resolution be circulated to the municipalities of Essex County, cities, counties, regions of Ontario, Premier B. Rae, AMO, ROMA, and local members of the Provincial Government."

(b) CITY OF CORNWALL

"WHEREAS the Province of Ontario is experiencing a severe decline in its revenues;

AND WHEREAS the Premiere of Ontario, Bob Rae, has advised municipalities, universities, school boards, and hospitals (M.U.S.H.) that provincial allocations will be held at 1%, 2%, 2% increases respectively over the next three years;

AND WHEREAS Provincial programs such as Pay Equity are impacting overwhelmingly on the budgets of M.U.S.H.;

THEREFORE be it resolved that the City of Cornwall petition the Province to freeze implementation of this program to allow M.U.S.H. to cope with reduced revenues and increasing costs;

AND FURTHER be it resolved that this resolution be forwarded to other Ontario Municipalities of 45,000 population or more for their endorsement including AMO and Mr. John Cleary, M.P.P."

(c) CITY OF OSHAWA

"WHEREAS on 1991 December 18, General Motors Corporation announced that a major restructuring of the Corporation is underway;

AND WHEREAS General Motors Corporation in Oshawa employs approximately 19,000 area residents directly in their operations;

AND WHEREAS the automobile manufacturing and related industries employ approximately 150,000 people across Canada accounting for approximately one-half of Canada's manufacturing Gross Domestic Product and 6 to 8 percent of Canada's total economic output;

AND WHEREAS the restructuring of any General Motors' facilities in Oshawa would have profound economic consequences across the country;

BE IT RESOLVED that City Council request that the area Members of Parliament and members of Provincial Parliament initiate quick and decisive actions within their areas of jurisdiction in order to improve the business environment so as to ensure the continued viability of General Motors Corporation in Oshawa specifically and in Canada generally;

AND FURTHER that a copy of this resolution be forwarded to the area Members of Parliament and Members of Provincial Parliament;

AND FURTHER that a copy of this resolution be forwarded to selected municipalities across Ontario requesting them to pursue their local Members of Parliament and Members of Provincial Parliament to initiate actions by the Provincial and Federal Governments to ensure the continued viability of General Motors in Oshawa, specifically and in Canada, generally."

(d) REGIONAL MUNICIPALITY OF NIAGARA

"That Regional Council of Niagara endorse and submit to the Minister of Labour, the Brief entitled "The Regional Municipality of Niagara's Response to the Minister of Labour on Proposed Reform of the Ontario Labour Relations Act"; and,

That the Minister of Labour be advised that the proposed reform of the Ontario Labour Relations Act does not address nor reflect the labour relations environment of local government in Ontario, and if adopted, could have detrimental effects on labour relations in local government; and,

That a Task Force be immediately established to address difficulties that municipalities have with outdated arbitration laws under the Fire, Police and Hospital Labour Acts; and,

That this resolution and Brief by the Regional Municipality of Niagara be circulated to the local members of Provincial Parliament, local area municipalities, and municipalities in Ontario with a population in excess of 100,000 for support."

9. That leave be granted to introduce the following Bills:

(a) Bill H-16 A By-law respecting Appointments to the Hamilton Entertainment and Convention Facilities Inc.

(b) Bill H-17 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

ALDERMAN D. ROSS, CHAIRPERSON
FINANCE AND ADMINISTRATION COMMITTEE

John Thompson
Secretary
1992 March 5

BILLS

CITY COUNCIL

1992 March 10

URBAN MUNICIPAL

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-

TO INCORPORATE BLOCK 44, PLAN 62M-688 INTO WESTLAWN DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Westlawn Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Westlawn Drive.

Part of Parcel Reserves -1, Section 62M-688

Being all of Block 44, Plan 62M-688

City of Hamilton

Regional Municipality of Hamilton-Wentworth

being part of the Parcel.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1992.

J. J. Schatz
City Clerk

R. Morrow
Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-

TO AUTHORIZE THE SALE OF PART OF AN ALLEY ACCORDING TO REGISTERED PLAN NO. 541

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, to sell any highway or part of a highway;

AND WHEREAS The City of Hamilton does hereby intend to authorize the sale of of Parts 1 and 2 on Plan 62R-11914 which is a portion of the closed part of the alley;

AND WHEREAS The Corporation of the City of Hamilton is the registered owner of the land adjacent and to the north of the said portion of the closed alley and the purchasers named in paragraph 1 below are the owners of the land adjacent to the other side of the said portion of the closed alley, the said land known as Lot 50 on Registered Plan 541, and The Corporation of the City of Hamilton does not require the portion of the said part of the closed alley adjacent to its land;

AND WHEREAS the Council of the Corporation of the City of Hamilton approved at its meeting July 30, 1991, in adopting Item 9 of the 10th Report of the Transport and Environment Committee, the sale to Frederick and Wilma Daskaluk, of the said Parts 1 and 2, 62R-11914 lying immediately adjacent to Lot 50, Registered Plan number 541, for the sum of $2.00, all in accordance with and subject to the terms and conditions of an Agreement dated July 3, 1991, subject to the highway closing and sale procedures in the Registry Act and the Municipal Act;

AND WHEREAS The Corporation of the City of Hamilton is the Owner of the portions of the said closed alley;

AND WHEREAS Notice of the City's intention to pass this By-law to authorize the said sale has been published on February 5,12,19 and 26, 1992 as required by Section 300 of The Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the soil and freehold in those portions of the said portion of the closed alley described as Parts 1&2, Plan 62R-11914, be sold to the owners of Lot 50 on Registered Plan 541, namely Frederick and Wilma Daskaluk, or their successors in title, for the sum of $2.00, in accordance with the provisions of the agreement above noted.

PASSED this day of A.D. 1992.

J. J. Schatz
City Clerk

R. Morrow
Mayor

BY-LAW NO. 92 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 24 (Parking Meter Locations)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting from **Section 2(b) (Two Hour Limit)** the following item, namely:-

"Walnut	West	Jackson to 154 feet north of Hunter".

and by adding thereto the following item, namely:-

"Walnut	West	Jackson to 131 feet north of Hunter".

2. **Schedule 25 (Parking Time Limits)** is hereby amended by deleting from **Section 7** the following item, namely:-

"Linwood	Both	Aberdeen to Stanley"

and by adding thereto the following item, namely:-

"Linwood	Both	Homewood to Stanley".

3. **Schedule 25A (Parking Time Limits)** is hereby amended:

a) by deleting from **Section 5 (One Hour Limit)** the following items, namely:-

"Walnut	West	Hunter to 154 feet north".

and by adding thereto the following item, namely:-

"Walnut	West	from a point 54 feet north of Hunter to a point 77 feet northerly therefrom
West 32nd	East	Bendamere to 121 feet north
West 32nd	West	Bendamere to 123 feet north".

b) by adding thereto the following Section, namely:-

"29 **Three Hour Limit** between the hours of 8 o'clock in the forenoon and 5 o'clock in the afternoon on the following streets or parts of streets, excepting such parts of some where parking or stopping is prohibited.

STREET	SIDE	LOCATION
Gloucester	East	Aberdeen to 147 feet south".

4. **Schedule 26 (No Parking Areas)** is hereby amended by adding to **Section A (No Parking Anytime)** the following items, namely:-

"Gloucester	West	Aberdeen to Inglewood
Gloucester	East	from a point 147 feet south of Aberdeen to a point 91 feet southerly therefrom
McElroy	North	West 3rd to West 5th".

5. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following item, namely:-

"Grosvenor Avenue North Dunsmure Road to Cannon Street East	East	West".

and by adding thereto the following items, namely:-

"Grosvenor Dunsmure to Roxborough	East	West
Grosvenor Roxborough to Cannon	West	East".

PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

MAYOR

BY-LAW NO. 92 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 2 (Lower Speed on Certain Highways)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Owen Place	King	Greenford	40".

2. **Schedule 10 (Stops at Intersections)** is hereby amended by adding thereto the following item, namely:-

"Violet	Eastbound and Westbound	Grandville".

3. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following item, namely:-

"Tolton	West	commencing at a point 123 feet north of Roxborough to a point 25 feet northerly therefrom	Anytime".

4. **Schedule 31 (School Bus Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Brigade	East	40 feet	205 feet north of Byng	7:00 a.m.-6:00 p.m. Monday to Saturday".

5. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following items, namely:-

"Central	South	24 feet	32 feet west of Weir	11:00 a.m. to 6:00 p.m.
James	East	25 feet	124 feet north of Macauley	9:00 a.m. to 5:00 p.m. Monday to Friday".

PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

MAYOR

Bill No. *B-1*

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Cemeteries By-law No. 8861

Respecting:

REVISED TARIFF OF CHARGES

WHEREAS By-law No. 8861, passed on the 12th day of January 1960, in accordance with the Cemeteries Act, established a tariff of charges;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 2 of the 3rd Report of the Parks and Recreation Committee, at its meeting held on the 11th day of February 1992, directed that By-law No. 8861, as amended, be further amended to provide for an increase in the tariff of charges for 1992.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) By-law No. 8861, as amended by By-laws No. 74-303, 76-187, 76-337, 77-292, 78-276, 79-17, 79-319, 80-229, 81-219, 83-42, 84-323, 84-268, 86-11, 87-22, 88-40, 88-274, 89-363, 90-16 and 90-344, is further amended by deleting Schedule "B-1991" and substituting in lieu thereof Schedule "B-1992", hereto annexed and forming part of this by-law.

(b) In all other respects, By-law No. 8861, as amended, is hereby confirmed, unchanged.

2. This by-law comes becomes effective on the 13th day of January, 1992.

3. The Manager of Cemeteries is hereby authorized and directed to make application to the Minister of Consumer and Commercial Relations, Cemeteries Branch, for approval of this by-law.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 3 R.P.R.C. 2, February 11

SCHEDULE "B-1992"

HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CHARGES

January 13, 1992

(Cemeteries By-law No. 8861)

GRAVES AND LOTS	Resident and Non-Resident Realty Taxpayers	G.S.T.	TOTAL	Non-Residents	G.S.T.	TOTAL
Adult Single In A Row Grave..... (Graves cannot be selected or purchased in advance but are opened in sequence)	397.00	27.79	424.79	490.00	34.30	524.30
Adult Single Grave..... (Where grave may be selected and purchased in advance of need)	664.00	46.48	710.48	821.00	57.47	878.47
Child Single In A Row Grave						
Case up to 60".....	95.00	6.65	101.65	124.00	8.68	132.68
Case 61" to 72".....	141.00	9.87	150.87	184.00	12.88	196.88
Baby Special Grave..... (Multiple burials - up to one month old)	42.00	2.94	44.94	44.00	3.08	47.08
Urn Garden Grave.....	221.00	15.47	236.47	269.00	18.83	287.83
Columbarium.....	818.00	57.26	875.26			
Veteran's Grave.....	377.00	26.39	403.39			
Two-Grave Lot.....	1,523.00	106.61	1,629.61	1,898.00	132.86	2,030.86
Two-Grave Lot - Eastlawn Section 15, 16 (6' burials only)	1,243.00	87.01	1,330.01	1,552.00	108.64	1,660.64
Three-Grave Lot - Woodland.....	2,274.00	159.18	2,433.18	2,845.00	199.15	3,044.15
Four-Grave Lot - Woodland Section 21, 25 - Eastlawn Section 19..	2,981.00	208.67	3,189.67	3,790.00	265.30	4,055.30
Four-Grave Lot - Woodland Section 15..	5,507.00	385.49	5,892.49	6,879.00	481.53	7,360.53
Four-Grave Lot - Trinity.....	2,801.00	196.07	2,997.07	3,555.00	248.85	3,803.85
Mansion of Memories - Mausoleum Crypt..	1,061.00	74.27	1,135.27	1,166.00	81.62	1,247.62

NOTE: 35% of all Grave and Lot Sales goes into Perpetual Care

	Resident and Non-Resident Realty Taxpayers			Non-Residents		
OPENING AND CLOSING		G.S.T.	TOTAL		G.S.T.	TOTAL
6 ft. Adult	413.00	28.91	441.91	480.00	33.60	513.60
8 ft. Adult	560.00	39.20	599.20	624.00	43.68	667.68
6 ft. Child - case up to 42"	246.00	17.22	263.22	366.00	25.62	391.62
- case 43" - 60"	281.00	19.67	300.67	402.00	28.14	430.14
- case 61" - 72"	312.00	21.84	333.84	455.00	31.85	486.85
8 ft. Child - case up to 60"	312.00	21.84	333.84	455.00	31.85	486.85
- case 61" - 72"	348.00	24.36	372.36	505.00	35.35	540.35
Baby Special - Multiple burials - Up to one month old	47.00	3.29	50.29	76.00	5.32	81.32
Cremation	137.00	9.59	146.59	196.00	13.72	209.72
Columbarium	80.00	5.60	85.60			
Mansion of Memories - Stoney Creek- New Crypts only	339.00	23.73	362.73	399.00	27.93	426.93
LOWERING (Opening Charges not included)						
Adult						
From 6 ft. to 8 ft. - Shell	282.00	19.74	301.74	428.00	29.96	457.96
From 6 ft. to 8 ft. - Steel Vault	551.00	38.57	589.57	824.00	57.68	881.68
From 6 ft. to 8 ft. - Concrete Vault	657.00	45.99	702.99	988.00	69.16	1,057.16
Child						
From 6 ft. to 8 ft. - 5 to 10 years.	196.00	13.72	209.72	291.00	20.37	311.37
From 6 ft. to 8 ft. - under 5 years.	94.00	6.58	100.58	138.00	9.66	147.66
REMOVALS						
Adult - Shell	1,488.00	104.16	1,592.16	2,290.00	160.30	2,450.30
- Concrete Vault or Crypt	1,214.00	84.98	1,298.98	1,817.00	127.19	1,944.19
Child - Shell	353.00	24.71	377.71	550.00	38.50	588.50
- Concrete Vault or Crypt	378.00	26.46	404.46	560.00	39.20	599.20
Cremation	137.00	9.59	146.59	196.00	13.72	209.72

ADDITIONAL SERVICES			G.S.T.	TOTAL
CRYPTS	Child	272.00	19.04	291.04
	Youth	285.00	19.95	304.95
	Standard	297.00	20.79	317.79
	Intermediate	305.00	21.35	326.35
	Oversize	324.00	22.68	346.68
PLANTING	Preparing ground and planting flowers -per grave	40.00	2.80	42.80
	Preparing ground and planting one shrub	51.00	3.57	54.57
	(Flowers and shrubs are to be provided by the family at their expense)			
MISC.	Tent in cemetery	126.00	8.82	134.82
	Rental of tent outside cemetery	172.00	12.04	184.04
	Rental of dressing to use outside cemetery	137.00	9.59	146.59
	Rental of lowering device outside cemetery	137.00	9.59	146.59
	Transfer Fee $2.00 + Research $44.00	26.00	1.82	27.82
	Inscription Fee on Columbarium Niche	240.00	16.80	256.80

FOUNDATIONS AND MARKERS	Resident and Non-Resident Realty Taxpayers	G.S.T.	TOTAL	Non-Residents	G.S.T.	TOTAL
Foundation - pouring per square inch of surface area (to be poured 6 ft. deep)	.94	+7%		1.41	+7%	
Marker Setting Fee (maximum size 24" long x 18" wide) (thickness 8" maximum - 4" minimum)	114.00	7.98	121.98	177.00	12.39	189.39
Social Service Marker	114.00	7.98	121.98	154.00	10.78	164.78
Bronze Vase	114.00	7.98	121.98	177.00	12.39	189.39
D.V.A. Upright	96.00	6.72	102.72			
D.V.A. Flat	96.00	6.72	102.72			

Preferred Singles

Only a flat marker 24" in length and 18" in width is permitted.

Singles Graves in a Row

A flat granite marker, maximum length 24" and width 18" is permitted.

Urn Garden Section

Only a flat marker 12" in length and 10" in width is permitted.

Children's Section

Only a flat marker 18" in length and 14" in width is permitted.

Two-Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2" (38"), and maximum width must not exceed 1'2" (14"). All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4' (48"). All memorial bases must have a projection of at least 3" on all sides from the edge of the die or cross.

Three and Four-Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total overall height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" on all sides from the edge of the die or cross.

Bill No. C-29

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Adopt:

Official Plan Amendment No. 106

Respecting:

LANDS LOCATED IN THE AREA NORTH OF EASTGATE COURT AND WEST OF CENTENNIAL PARKWAY NORTH, WITHIN THE KENTLEY NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 106 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of **A.D. 1992.**

City Clerk Mayor

(1992) 3 R.P.D.C. 1(A), February 11
Truwan Holdings Limited, Owner
ZA-91-62

Amendment No. 106

to the

City of Hamilton Official Plan

The following text, together with Schedule B, attached hereto, constitute Official Plan Amendment No. 106.

Purpose:

The purpose of this Amendment is to establish a "Special Policy Area" within the "Residential" designation to permit a parking area to be used in conjunction with the commercial use located at Nos. 2444-2450 Barton Street East and No. 211 Centennial Parkway North.

Location:

The lands affected by this Amendment are in the area north of Eastgate Court and west of Centennial Parkway North, within the Kentley Neighbourhood.

Basis:

The basis for permitting the parking area within the "Residential" designation, is as follows:

1) the parking area would be an accessory use to the adjoining commercial development to the north; and,

2) the future assembly and residential development of the subject lands and/or adjacent lands to the south and west, contemplated by the approved Kentley Neighbourhood Plan, would not be prejudiced.

Actual Changes:

1. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.56:

   "Notwithstanding the permitted uses set out in Subsection A.2.1 - Residential Uses, for those lands shown on Schedule "B" as SPECIAL POLICY AREA 61, and located in the area north of Eastgate Court and West of Centennial Parkway North, a parking area used in conjunction with the commercial use located at Nos. 2444-2450 Barton Street East and No. 211 Centennial Parkway North, will be permitted."

2. The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 61; and;
- "Area 61 refer to Policy A.2.9.3.56" in the legend,

as shown on the attached Schedule "B" of this Amendment.

Implementation:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 92- , passed on the day of , 1992.

The Corporation of the

City of Hamilton

City Clerk

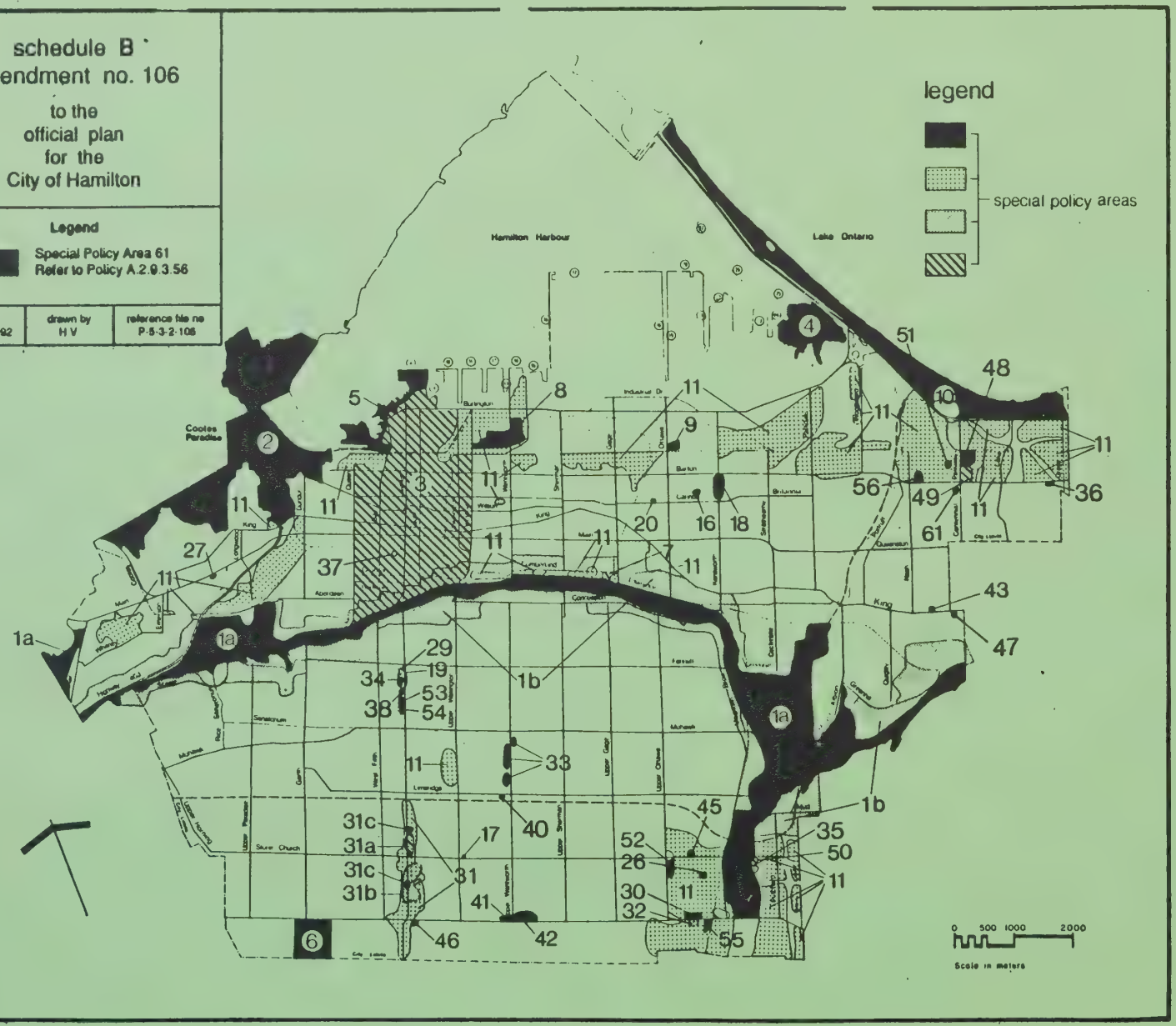
Mayor

schedule B
amendment no. 106
to the
official plan
for the
City of Hamilton

Legend

Special Policy Area 61
Refer to Policy A.2.9.3.56

date	drawn by	reference file no
February, 1992	H V	P-5-3-2-105


legend
special policy areas
Hamilton Harbour
Lake Ontario
Cootes Paradise
Burlington
Industrial Dr
Burton
Wentworth
Sherman
Lake
Ontario
Bay
Main
King
Longwood
Queenston
Aberdeen
Dundurn
Cannon
Barton
Britannia
Strathearne
Gage
Kenilworth
Queen
Ferguson
Delaware
Wellington
Caroline
Mary
Hughson
Bay
Park
Macnab
Hess
Catharine
Walnut
Locke
Dalton
Dalewood
Highway 403
Mountain Brow Blvd
Escarpment
Upper Paradise
Upper Wentworth
Upper Gage
Upper Ottawa
Upper Sherman
Upper James
Upper Kenilyard
Upper Centennial
Upper Mountain
Upper Wellington
Upper Queenston
Upper Glendale
Upper Red Hill Valley
Upper Ottawa
Upper Sherman
Upper James
Upper Kenilyard
Upper Centennial
Upper Mountain
Upper Wellington
Upper Queenston
Upper Glendale
Upper Red Hill Valley
Stone Church
Rice
Sanatorium
Mohawk
Limeridge
Garth
Kenilworth
Delaware
Ferguson
Gage
Wellington
Caroline
Mary
Hughson
Bay
Park
Macnab
Hess
Catharine
Walnut
Locke
Dalton
Dalewood
Highway 403
Mountain Brow Blvd
Escarpment
Upper Paradise
Upper Wentworth
Upper Gage

Bill No. C-30

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

By-law No. 86-98

Respecting:

MEMBERS OF THE BOARD OF MANAGEMENT OF THE WESTDALE BUSINESS IMPROVEMENT AREA

WHEREAS By-law No. 86-98, passed on the 11th day of March 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 86-30, passed on the 10th day of December 1985, known as the "Westdale Business Improvement Area", more particularly described in By-law No. 86-30, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 14 of the 3rd Report of the Planning and Development Committee at its meeting held on the 11th day of February 1992, directed that the composition of the Board of Management be further amended,

AND WHEREAS it is intended to further vary the composition of the Board of Management and to provide for certain editorial amendments relating thereto.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 2(a) and 2(b) of By-law No. 86-98 are amended by adding thereto, in the fifth and seventh lines respectively after the words "hereto annexed", the following phrase:

"and forming part of this by-law."

2. Schedule "B" referred to in clause 2(b) of By-law No. 86-98 is repealed and the following substituted therefor:

Albert Snow	Albert Snow Design
Cathy Young	Westdale Food Shoppe
Pat Hubbard	Copies Plus
Janet McDonald	C.I.B.C.
Reg Lahie	Jack Carruth Shoes
Cynthia Dika	The Colour Studio
John Sonke	Westdale Hardware
John Mouskas	New Village Restaurant
Adam Yoo	Grandma Lees
Gene Ditner	Cottage Florist

3. In all other respects, By-law No. 86-98 is hereby confirmed, unchanged.

PASSED this day of A.D. 1992.

City Clerk Mayor

Bill No. C-31

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1314 UPPER WENTWORTH STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS the special condition relating to this rezoning, referred to in Section 17 of the 3rd Report of the Planning and Development Committee adopted by City Council on the 30th day of January 1990, has been satisfied.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) District provisions, as contained in Section 7A of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

(a) notwithstanding Section 7A(1) of By-law No. 6593, the following uses shall be permitted;

(i) COMMERCIAL USES:

1. a retail variety store;

2. business and professional person's office,

within the building existing on the day of the passing of this by-law;

(ii) ACCESSORY USE:

1. For each establishment, a window sign or an outdoor advertising or other sign of the kind known as a wall sign, of an area of not more than 2.5 m^2, not overhanging a highway and not extending more than 5.0 m above grade or more than 1.0 m above the top of the first storey of the building to which the same is attached, whichever is the higher, provided that not more than one such sign shall be permitted facing each street upon which each establishment abuts; and provided further that no such sign shall be illuminated otherwise than by non-flashing indirect lighting

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1158.

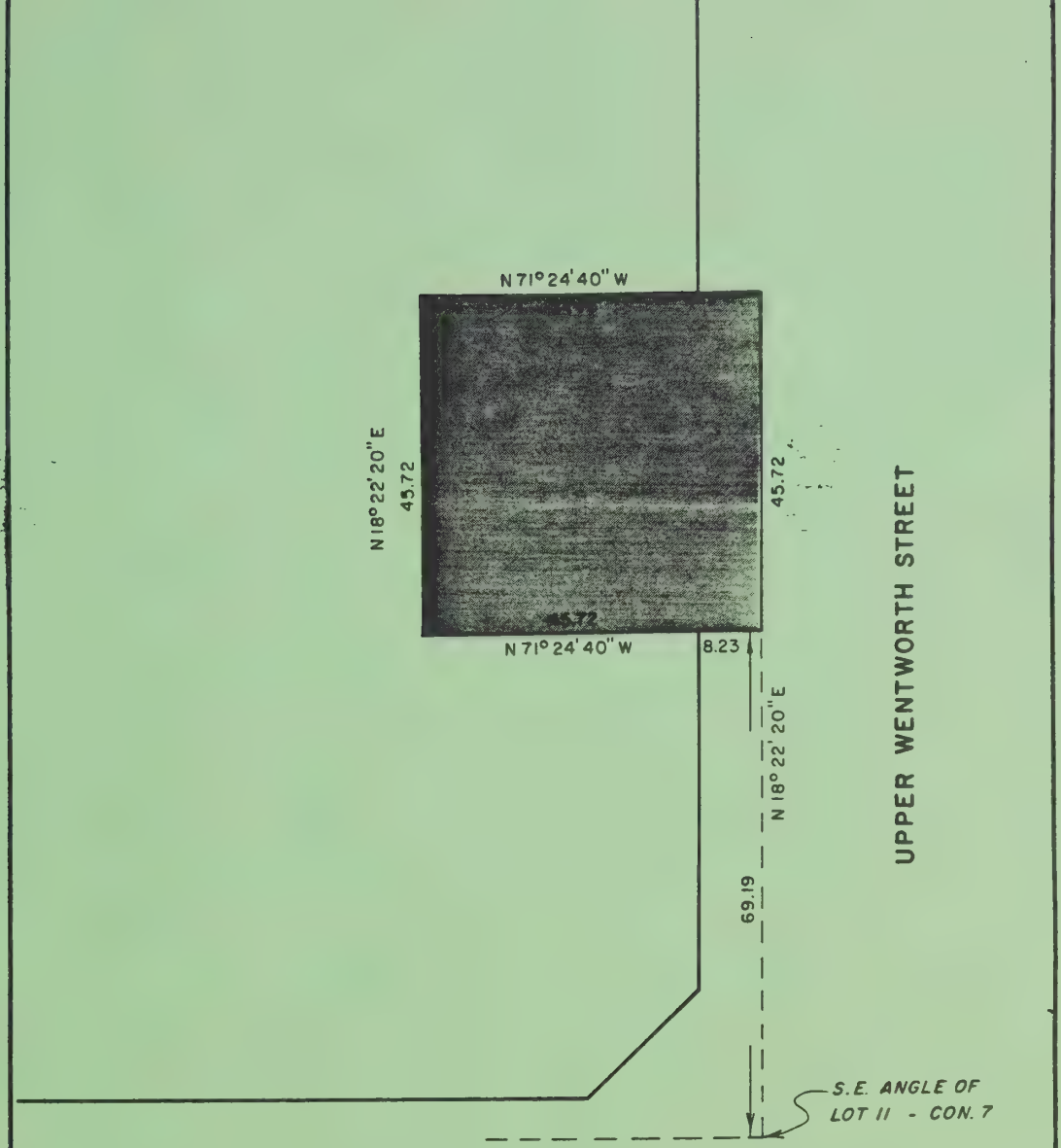
4. Sheet No. E-18C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1158.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1990) 3 R.P.D.C. 17, January 30
518374 Ontario Ltd., (Angelo Papastamos), Owner
ZA-89-84



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 9 _____
PASSED THE_____ DAY OF_____199

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 9 -

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

LANDS TO BE REGULATED
BY BY-LAW NO. 9

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-84
	Date	Drawn By
	JAN. 31, 1990	Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1314 UPPER WENTWORTH STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

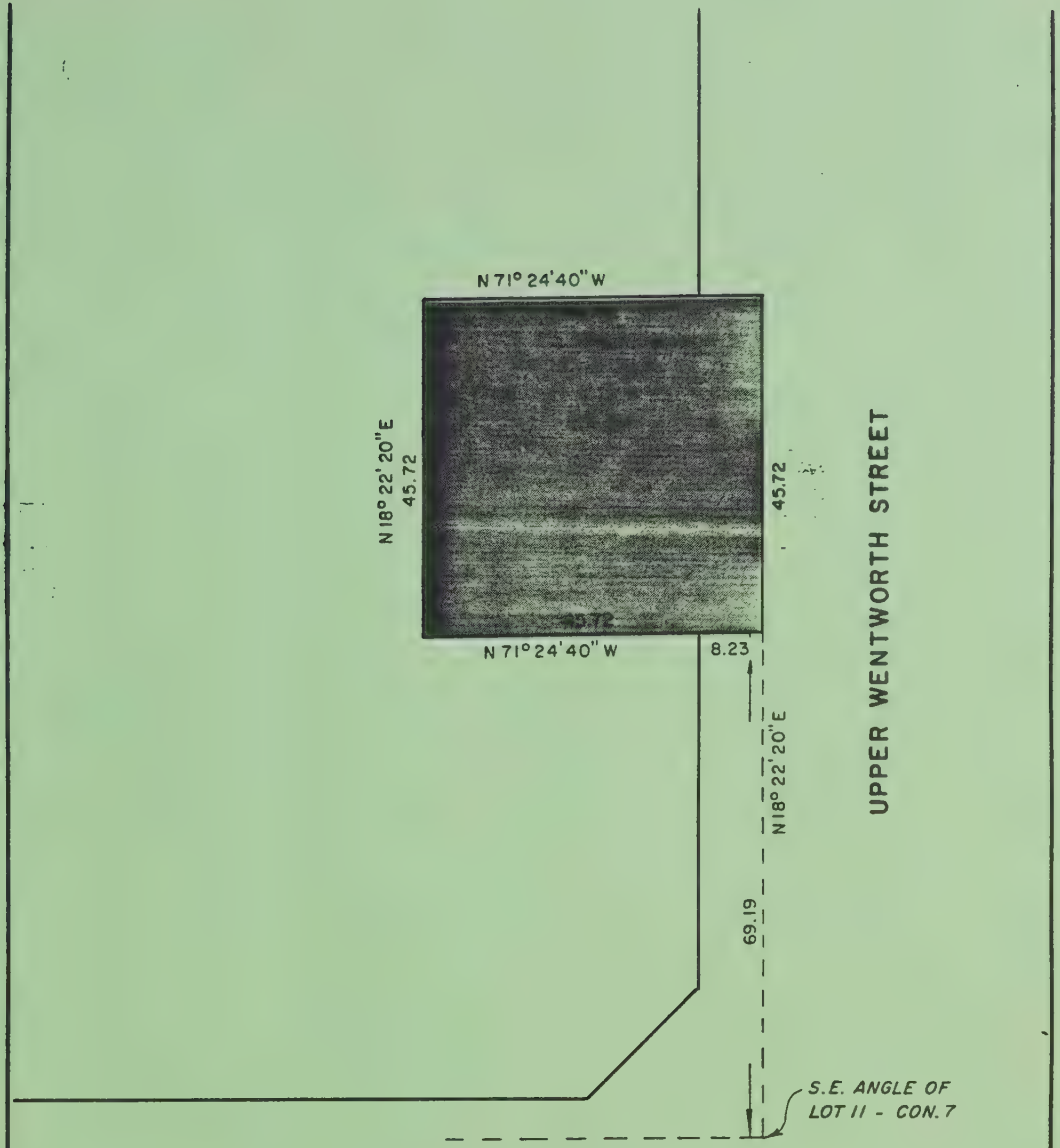
   122. Lands located at Municipal No. 1314 Upper Wentworth Street, shown on Appendix 122 hereto annexed and forming part of this by-law.

2. Appendix 122 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this day of A.D. 1992

City Clerk Mayor

(1990) 3 R.P.D.C. 17(a)(v), January 30
518374 Ontario Ltd., (Angelo Papastamos), Owner
ZA-89-84



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 9 _____
PASSED THE_____ DAY OF_____ 199

_____ Clerk

_____ Mayor

CITY OF HAMILTON

APPENDIX 122

TO BY-LAW NO. 79-275

AS AMENDED BY
BY-LAW NO. 87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

LANDS DESIGNATED UNDER THIS BY-LAW AS AN AREA OF SITE PLAN CONTROL PURSUANT TO SECTION 40 OF THE PLANNING ACT.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-84
	Date	Drawn By
	JAN. 31, 1990	Z.K.

Bill No. C-33

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 147-155 DUNDONALD AVENUE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS the special condition relating to this rezoning, referred to in Section 18 of the 10th Report of the Planning and Development Committee adopted by City Council on the 25th day of June 1991, has been satisfied.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "G" (Neighbourhood Shopping Centre, etc.) District provisions, as contained in Section 13 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding Section 13(1) of By-law No. 6593, a multiple dwelling containing not more than six Class "A" dwelling units shall be permitted only within the existing building;

(b) notwithstanding Section 18A(1)(a) of By-law No. 6593, not less than seven parking spaces shall be provided and maintained on-site;

(c) Section 18A(1)(c) of By-law No. 6593 shall not apply;

(d) notwithstanding Section 18A(11)(a) of By-law No. 6593, the northerly boundary of the parking area shall be not less than 1.2 metres away from the adjoining residential district;

(e) notwithstanding Section 18A(12)(c) of By-law No. 6593, a visual barrier of not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire northerly and easterly lot lines;

(f) a planting strip of not less than 1.2 m in width shall be provided and maintained along the easterly lot line; and

(g) not less than 125 m^2 of landscaped area shall be provided and maintained.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1233.

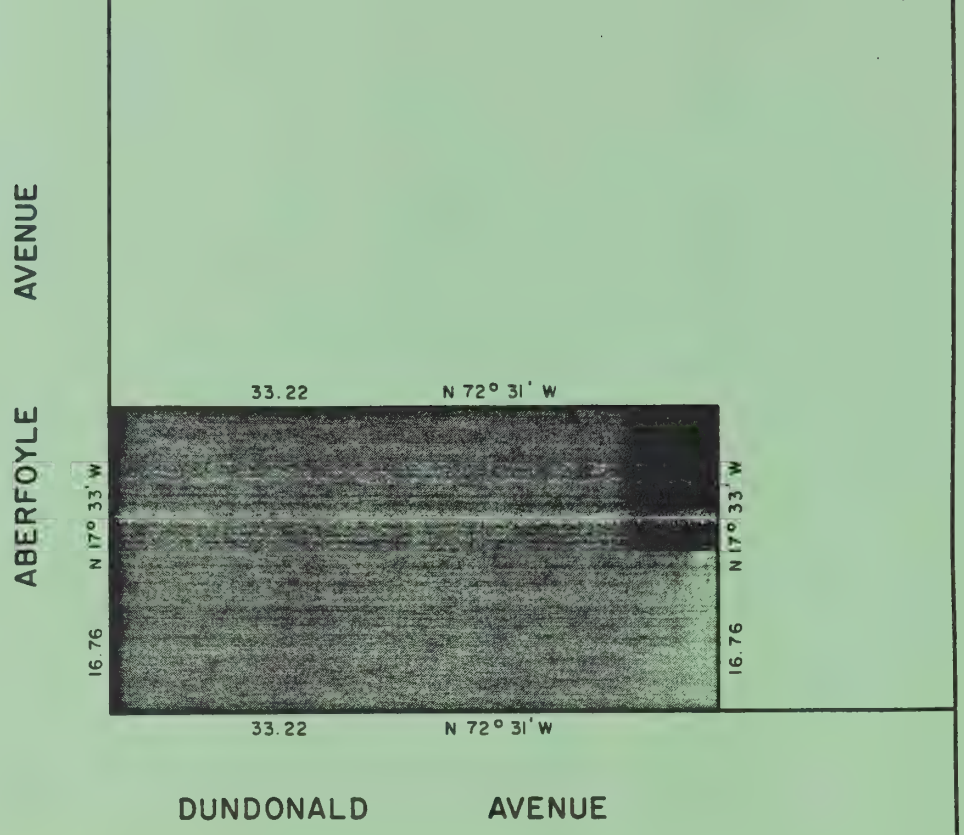
4. Sheet No. E-67 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1233.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1991) 10 R.P.D.C. 18, June 25
Patricia Costen and 892987 Ontario Inc.
(Fred Spencer), Owners
ZA-91-19



NOTE: All dimensions are in metres.

This is Schedule "A" to By-Law No. 9 .....
Passed the ..... day of ..... ,199 .

..... Clerk

..... Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 9 .....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by
By-Law No. 9 .....

North	Scale	Reference File No.
	NOT TO SCALE	ZA 91-19
	Date	Drawn By
	JUNE, 1991	L.B.

Bill No. C-34

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Establish:

A Board of Management

For:

THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA GENERALLY COMPRISED OF LANDS ON THE EAST AND WEST SIDES OF MAIN STREET WEST BETWEEN LOCKE STREET ON THE WEST AND QUEEN STREET ON THE EAST

WHEREAS By-law No. 90-197, passed on the 26th day of June 1990, designated as an improvement area the area aforesaid and more particularly described in Schedule "A" and shown on Schedule "B" to the said by-law;

AND WHEREAS subsection 1 of section 220 of the Municipal Act, R.S.O. 1990, Chapter M.45 provides that where an improvement area is designated, the council,

> (1) ...may by by-law establish for any such area so designated a board of management to which may be entrusted, subject to such limitations as the by-law may provide, the improvement, beautification and maintenance of municipally owned land, buildings and structures in the area, beyond such improvement, beautification and maintenance as it provided at the expense of the municipality at large, and the promotion of the area as a business or shopping area;

AND WHEREAS subsection 6 of the said section provides that,

> (6) A board of management established under subsection (1) is a body corporate and shall consist of such number of members appointed by council as the council considers advisable, at least one of whom shall be a member of the council and the remaining members shall be individuals assessed for business assessment in respect of land in the area or nominees of such individuals or of corporations so assessed.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. A Board of Management for the improvement area designated by By-law No. 90-197 is hereby established.

2. The Board of Management shall be composed of,

   (a) members of council who are the Ward Aldermen in which the improvement area is located and whose names are set out in Schedule "A", hereto annexed and forming part of this by-law; and

   (b) individuals who are assessed for business assessment in respect of land in the area or nominees of such individuals or of corporations so assessed and whose names are set out in Schedule "B" hereto annexed and forming part of this by-law.

3. (1) The Board of Management is hereby entrusted, subject to the limitations set out in subsection (2), with,

(a) the improvement, beautification and maintenance of municipally owned lands, buildings and structures in the improvement area, beyond such improvement, beautification and maintenance as is provided at the expense of The Corporation of the City of Hamilton at large; and

(b) the promotion of the improvement area as a business or shopping area.

(2) Any proposal to construct, repair, rehabilitate or otherwise improve municipally owned land and/or buildings within the said area shall be subject to the prior approval of the Director of Public Works.

4. Annexed hereto and forming part of this by-law and marked Schedule "C" are the provisions of the Municipal Act relating to the Board of Management.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 3 R.P.D.C. 12, February 11

SCHEDULE "A"

To By-law No. 92-

1. Alderman T. Cooke.
2. Alderman M. Kiss.

SCHEDULE "B"

To By-law No. 92-

Maria Farrugia	Calla Decor and Design
Joyce Morrison	The Royal Bank of Canada
Alice Perniac	Lorne Haverty Ltd.
Morley Barnard	Barnard Speziale Design Associates Inc.

SCHEDULE "C"

To

By-law No. 92-

(Section 4)

The Municipal Act, R.S.O. 1990, Chapter M.45, Section 220

Term of office (7) Each member shall hold office from the time of appointment until the expiration of the term of the council that made the appointment, if the member continues to be qualified, as provided in subsection (6).

Vacancy (8) Where a vacancy occurs from any cause, the council shall appoint a person qualified as set out in subsection (6) to be a member, who shall hold office for the remainder of the term for which his or her predecessor was appointed.

Idem (9) The members shall hold office until their successors are appointed and are eligible for reappointment on the expiration of their term of office.

Estimates (10) A board of management shall submit to the council its estimates for the current year at the time and in the form prescribed by council and may make requisitions upon the council for all money required to carry out its powers and duties, but nothing herein divests the council of its authority with reference to rejecting such estimates in whole or in part or providing the money for the purposes of the board of management and when money is so provided by the council the treasurer shall, upon the certificate of the board of management, pay out such money to the board of management.

Expenditure of money (11) The board of management shall not spend any money not included in the estimates approved by the council or in a reserve fund established under section 163.

Borrowing prohibited, restrictions on incurring indebtedness (12) The board of management shall not borrow money and, without the prior approval of the council, it may not incur any indebtedness extending beyond the current year.

Procedures (13) Section 147 of this Act and sections 65 and 66 of the Ontario Municipal Board Act apply to the giving of an approval of indebtedness by a council under subsection (12) as though the giving of the approval were the incurring of indebtedness by the municipality.

Annual report (14) On or before the 1st day of March in each year, a board of management shall submit its annual report for the preceding year to council, including a complete audited and certified financial statement of its affairs, with balance sheet and revenue and expenditure statement.

Auditor (15) The municipal auditor shall be the auditor of each such board of management and all books, documents, transactions, minutes and accounts of a board of management shall, at all times, be open to his or her inspection.

Dissolution of board (16) Upon the repeal of a by-law establishing a board of management, the board ceases to exist and its undertakings, assets and liabilities shall be assumed by the municipality.

Bill No. C-35

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:
By-law No. No. 87-308

Respecting:

MEMBERS OF THE BOARD OF MANAGEMENT OF THE BARTON GENERAL BUSINESS IMPROVEMENT AREA

WHEREAS By-law No. 87-308, passed on the 10th day of November 1987, provided for a Board of Management of the Improvement Area designated by By-law No. 87-178, passed on the 23rd day of June 1987, known as the "Barton General Business Improvement Area", more particularly described in By-law No. 87-178, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 10 of the 3rd Report of the Planning and Development Committee on the 11th day of February 1992, directed that the composition of the Board of Management be amended as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management and to provide for certain editorial amendments relating thereto.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 2(a) and 2(b) of By-law No. 87-308 are amended by adding thereto in the fifth and seventh lines respectively after the words "hereto annexed", the following phrase:

"and forming part of this by-law."

2. Schedule "A" referred to in clause 2(a) of the said by-law is repealed and the following substituted therefor:

1. Alderman D. Drury.
2. Alderman B. Morelli.

3. Schedule "B" referred to in clause 2(b) of the said by-law is repealed and the following substituted therefor:

Fabio Chiappetta	Your Bakery
Marko Tollis	Riviera Banquet Centre
Paul Hamburgh	Creations Pastry Shop
Keith Cody	Cody's Wallcoverings
Rob Brooker	Gas Tank King
Joe Zidanic	Century Restoration
John Hilger	Ways to Wisdom
Peter Chant	Balloons and More
Ann Coward	Angelo's Place
Roger Dimeo	Dimeo Real Estate
Ron Stewart	Bank of Montreal
John Stassis	Dr. Carburetor

4. In all other respects, By-law No. 87-308 is hereby confirmed, unchanged.

PASSED this day of A.D. 1992.

City Clerk Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED NORTH OF STONE CHURCH ROAD WEST AND WEST OF UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the special condition relating to this rezoning, referred to in Section 10 of the 2nd Report of the Planning and Development Committee adopted by City Council on the 12th day of February 1991, has been satisfied.

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from "AA" (Agricultural) District to "G-3" (Public Parking Lots) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "G-3" (Public Parking Lots) District provisions, as contained in Section 13C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

   (a) notwithstanding Section 13C(1) of By-law No. 6593, the following Commercial Use shall be permitted:

      1. The parking and display of cars for sale accessory to the existing use of land located at Municipal No. 1350 Upper James Street;

   (b) a landscaped planting strip not less than 6.0 m in width shall be provided and maintained along the westerly lot line;

   (c) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the northerly and westerly lot lines;

   (d) a landscaped planting strip not less than 3.6 m in width shall be provided and maintained along the northerly lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1217.

5. Sheet No. W-9C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1217.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1991) 2 R.P.D.C. 10, February 12
Chrysler Canada Limited, Owner
ZA-90-80



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 9 .....
Passed the ..... day of ..... ,199

..... Clerk

..... Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 9 .....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:
"AA" (Agricultural) District to "G-3"
(Public Parking Lots) District, Modified.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-80
	Date	Drawn By
	FEBRUARY, 1991	L.B.

Bill No. C-37

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 52 HEATHER ROAD

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "B-1" (Suburban Agriculture and Residential, etc.) District provisions, as contained in Section 8A of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

   (a) notwithstanding Section 8A.(1) of By-law No. 6593, a two-family dwelling shall be permitted only within the existing building, provided each dwelling unit shall have a floor area of not less than 65 m^2.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "B-1" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1264.

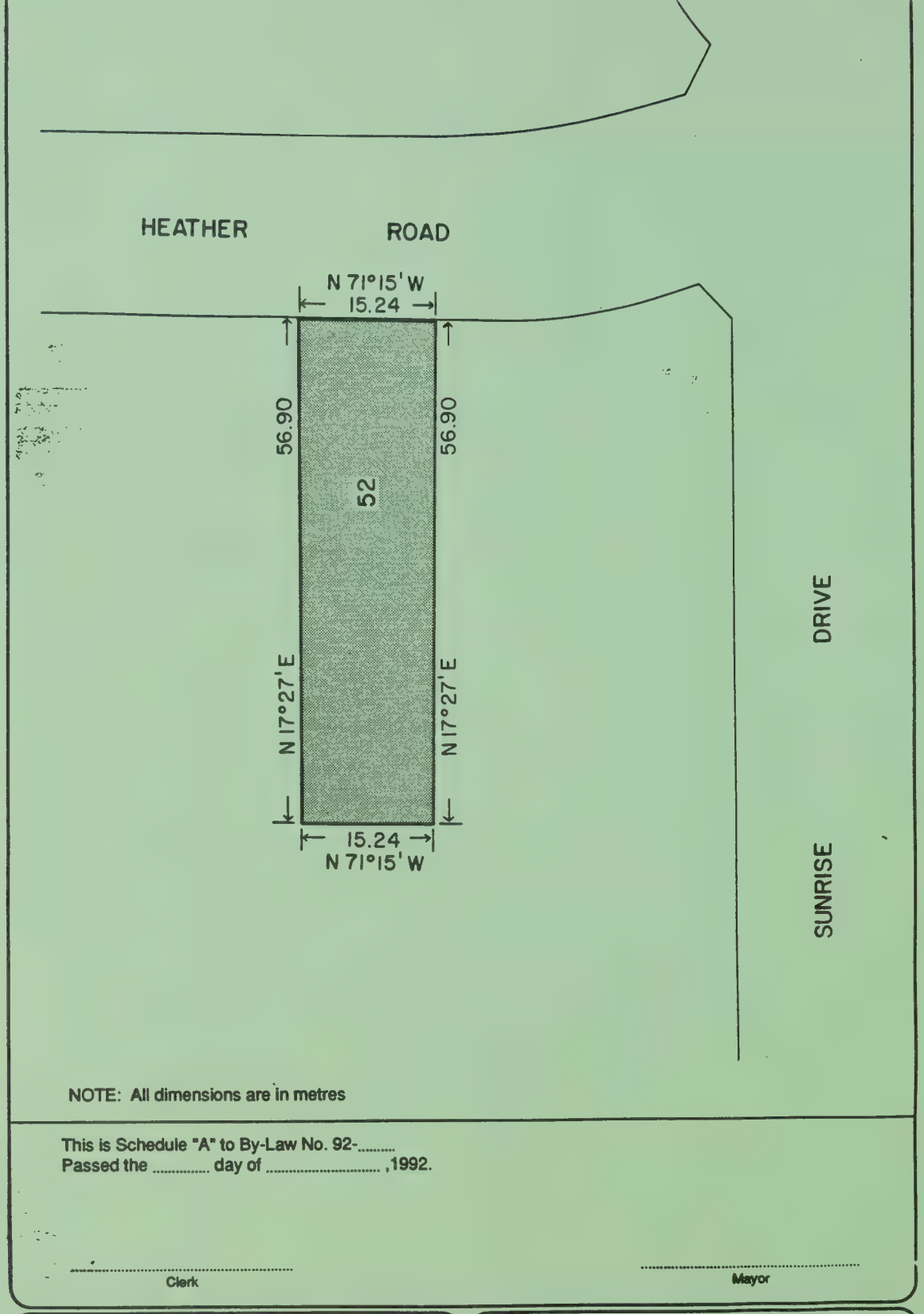
4. Sheet No. E-95 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1264.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 4 R.P.D.C. 19, February 25
Elio Borchetta, Owner
ZA-91-52



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-.....
Passed the ..... day of ..... ,1992.

..... Clerk

..... Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 92-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by
By-Law No. 92-.....

North	Scale	Reference File No.
	NOT TO SCALE	ZA-91-52
	Date	Drawn By
	FEBRUARY, 1992	P.B.

Bill No. C-38

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 66 ALDERSON DRIVE

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 4 R.P.D.C. 18, February 25
Vittorio Ciardullo, Owner
ZA-91-84



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-.....
Passed the ..... day of ..... ,1992.

..... Clerk

..... Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 92-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

"B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Proctected and Residential, etc.) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 91-84
	Date	Drawn By
	FEBRUARY, 1992	P.B.

Bill No. C-39

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 809 MAIN STREET EAST AND 100 BARNESDALE BOULEVARD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "DE-2" (Multiple Dwellings) District provisions, as contained in Section 10B of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10B(1) of By-law No. 6593, a ladies dress shop shall be permitted only on the ground floor of the existing building;

(b) notwithstanding Section 19(iii) of By-law No. 6593, a dwelling unit having a floor area of at least 65.0 square metres shall be permitted in the cellar rather than the first floor;

(c) notwithstanding Section 10B of By-law No. 6593, a pylon sign shall be permitted only in the southerly side yard and having an area of not more than 2.5 square metres; a height of not more than 4.5 metres with a clearance of not less than 3 metres from the ground to the bottom of the sign; a setback of not less than 1.5 metres from the southerly lot line; and, non-illuminated or illuminated by non-flashing, indirect, or interior means only;

(d) notwithstanding Section 10B(6) of By-law No. 6593,

(i) the existing front yard adjacent to Barnesdale Boulevard shall be maintained as landscaped space only except for access driveways; and

(ii) a landscaped strip not less than 1.5 metres shall be provided and maintained adjacent to the southerly lot line except for access driveways;

(e) a visual barrier not less than 1.2 metres and not more than 2.0 metres in height shall be provided and maintained along the westerly property line.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-2" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1262.

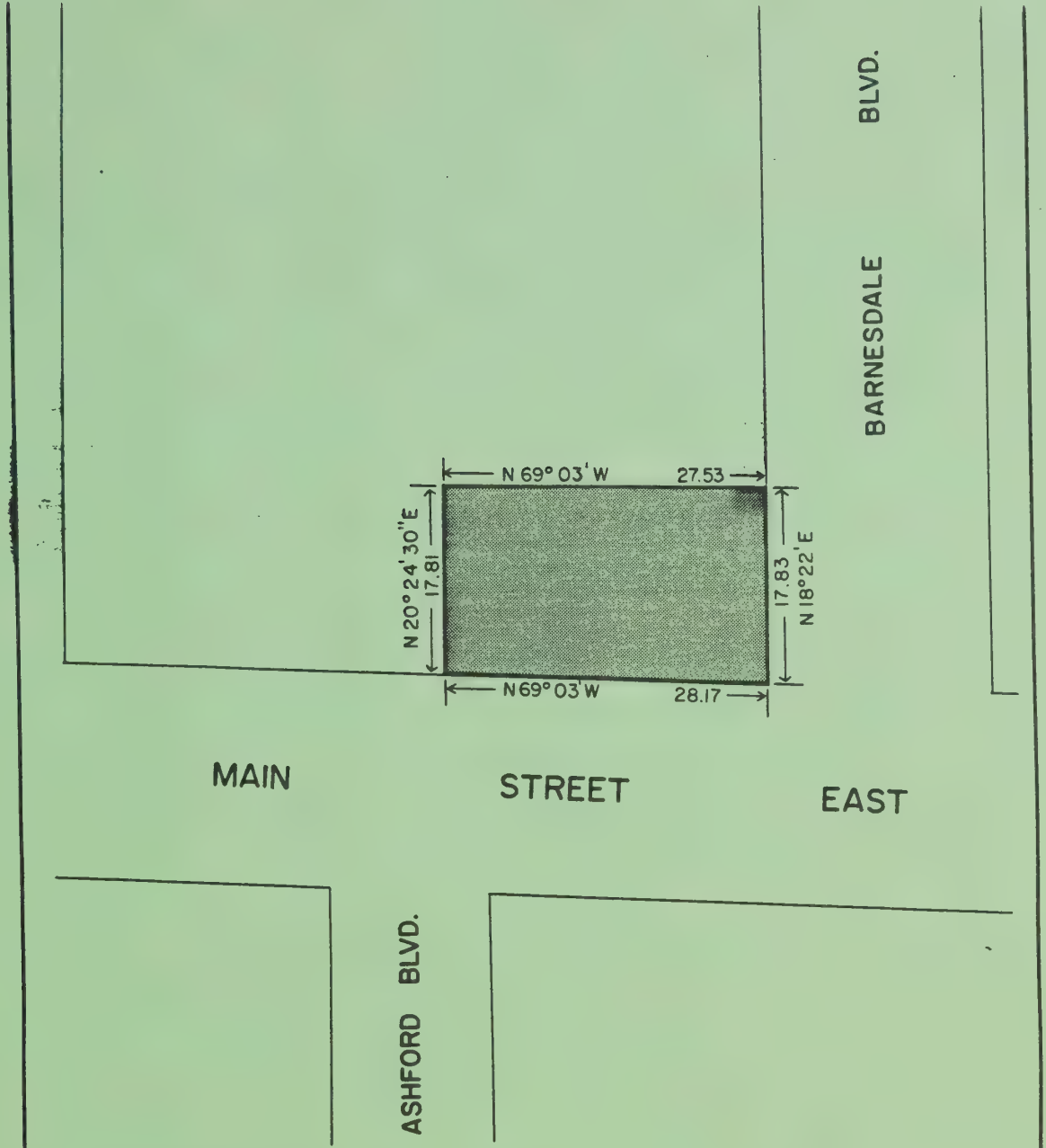
4. Sheet No. E-33 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1262.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 4 R.P.D.C. 16, February 25
Sylvia Tofano, Owner
Amended ZA-91-74



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-.....
Passed the ..... day of ....., 1992.

..... Clerk

..... Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 92-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by
By-Law No. 92-.....

North	Scale	Reference File No.
	NOT TO SCALE	ZA-91-74
	Date	Drawn By
	FEBRUARY, 1992	P.B.

Bill No. *H-16*

The Corporation of the City of Hamilton

BY-LAW NO. 92-

Respecting:

APPOINTMENTS TO
THE HAMILTON ENTERTAINMENT AND CONVENTION FACILITIES INC.

WHEREAS the Hamilton Entertainment and Convention Facilities Inc. was formed by The City of Hamilton Act, 1985;

AND WHEREAS The City of Hamilton Act, 1991, (Bill Pr118) amends section 9 of The City of Hamilton Act, 1985 such that the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc. shall be composed of the Mayor of the City and such other members as Council may by by-law determine, of whom not more than four shall be members of Council;

AND WHEREAS City Council in adopting Item 1(f) of the 1st Report of the Nominating Committee at its meeting held on the 6th day of December 1991 appointed the Mayor and four members of Council to the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc.;

AND WHEREAS City Council in adopting Item 23 of the 6th Report of the Finance and Adminstration Committee at its meeting held on the 25th day of February 1992 appointed three persons who are not members of Council to the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc.;

AND WHEREAS it is desirable to consolidate the appointments to the Hamilton Entertainment and Convention Facilities Inc. Board.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Board of Directors of the Hamilton Entertainment and Convention Facilities Inc. shall be composed of fourteen members, being the Mayor, four members of Council and nine persons who are not members of Council.

2. The following members of Council are appointed to the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc. for the term from December 6, 1991 to November 30, 1994.

1. Mayor R. M. Morrow.
2. Alderman F. Eisenberger.
3. Alderman B. Charters.
4. Alderman H. Merling.
5. Alderman T. Anderson.

3. The following persons who are not members of Council are appointed to the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc. for the terms set out:

(a) for a term of 1 year ending December 31, 1992:

1. Mr. Norman Levitt.
2. Mr. W. J. Tidball.
3. Mr. Gene Kay.

(b) for a term of 2 years ending December 31, 1993:

1. Mr. Marvin Ryder.
2. Mr. Frank P. DeNardis.
3. Mrs. Mary Dow.

(c) for a term of 3 years ending December 31, 1994:

1. Mr. Angelo Di Ianni.
2. Mr. S. Jasper Kujavsky.
3. Mr. J. Cameron Nolan.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1991) 1 R.N.C. 1(f), December 6
(1992) 6 R.F.A.C. 23, February 25

Bill No. H-17

BY-LAW NO. 92 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10TH DAY OF MARCH A.D., 1992.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of A.D. 1992

CITY CLERK **MAYOR**

CAH
A31
URBAN/MUNICIPAL
ON HBL A05

J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

PHONE (416) 546-2700
FAX (416) 546-2095

NOTICE OF MEETING

COMMITTEE OF THE WHOLE = City Council
Thursday, 1992 March 26
1:00 o'clock p.m.
Room 233, City Hall

John Thompson
for **J. J. Schatz**
City Clerk

A G E N D A:

The purpose of this meeting is to consider the 1992-2001 Capital Budget as presented by the Management Team.

↳ coded separately as CA*ON HBL R10 C34 1992

ASK AT SECOND FLOOR INFO DESK

c.c. J. Pavelka, Acting Chief Administrative Officer
Management Team

URBAN/MUNICIPAL
CA4 ON HBL A05
A31

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

NOTICE OF SPECIAL MEETING

CITY COUNCIL
Friday, 1992 March 27
(Immediately following Committee of the Whole Meeting)
Room 233, City Hall

J. J. Schatz
City Clerk

AGENDA:

Coded separately (1)

The purpose of this meeting is to formally approve the 1992-2001 Capital Budget Program and the 1992 Revenue and Expenditure Estimates for the City of Hamilton.

Coded separately (2)

(1) CA4ONHBLR10 C34 1992

(2) CA4ONHBLR10 C33 1992

ASK AT 2ND FLOOR INFO DESK

c.c. J. Pavelka, Acting Chief Administrative Officer
Management Team

URBAN/MUNICIPAL
CA4 ON HBL A05
A31

J.J. SCHATZ
CITY CLERK

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NOTICE OF SPECIAL MEETING

CITY COUNCIL
Friday, 1992 March 27
(Immediately following Committee of the Whole Meeting)
Room 233, City Hall

J. J. Schatz
City Clerk

AGENDA:

Coded separately (1)

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(1) CA4ONHBLR10 C34 1992

(2) CA4ONHBLR10 C33 1992

ASK AT 2ND FLOOR INFO DESK

c.c. J. Pavelka, Acting Chief Administrative Officer
Management Team

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

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71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

NOTICE OF MEETING

COMMITTEE OF THE WHOLE
Friday, 1992 March 27
9:30 o'clock a.m.
Room 233, City Hall

J. J. Schatz
City Clerk

A G E N D A:

1. Overview Presentation - J. Pavelka, Acting C.A.O.
2. Report on the Parking Subsidy Program - $50,000. 1992 Estimate
3. Report on Additional By-law Enforcement Officers
4. Report on the Phasing Out of the $75.00 Seniors' Tax Rebate Program
5. (a) Consideration of 1992 Reduction Packages
   (b) Consideration of 1992 Expansion Packages
   (c) Approval of the 1992 Revenue and Expenditure Estimates
6. Adjournment

Note: There will be a formal meeting of City Council immediately following the Committee of the Whole Meeting to approve the 1992-2001 Capital Budget Program and the 1992 Revenue and Expenditure Estimates for the City of Hamilton.

c.c. J. Pavelka, Acting Chief Administrative Officer
Management Team

2.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 19

REPORT TO: His Worship Mayor Morrow
and Members of City Council

FROM: Mr. J. Pavelka, Acting Chief Administrative Officer
Chairman, Management Team

SUBJECT: **Parking Subsidy Programme -$50,000**

RECOMMENDATION:

a) That no provision be made in the 1992 Current Estimates for the $50,000 budget to allow free parking for specific events held in Hamilton, and

b) That the Board of the Parking Authority of the City of Hamilton be requested to include an appropriate provision or implement the funding of the free parking facility for specific events in Hamilton.

Note: The Parking Authority would have reduced revenue and would absorb the cost from the Reserve for Off Street Parking.

J. G. Pavelka

FINANCIAL/STAFF/LEGAL IMPLICATION:

The total cost of this programme presently amounts to $50,000 or 0.05% of the 1992 mill rate, and if the Parking Authority assumes the funding this would lessen the impact on the mill rate as the cost would be absorbed by the Reserve for Off Street Parking; although there would be less money available for parking purposes.

BACKGROUND:

The programme was first introduced so that Hamilton Entertainment & Convention Facilities Inc. could maintain the opportunity to attract the holding of events to be held in Hamilton.

c.c. Members of the Management Team

3.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 24

REPORT TO: Mayor Robert M. Morrow
and Members of Council

FROM: Murray F. Main, P. Eng.
Director of Traffic Services

SUBJECT:

Transfer of Parking Enforcement and Towing Functions from the Regional Police Department to the Traffic Department - 1992 Current Budget Implications.

RECOMMENDATION:

That the City Council approve, in principle, for the purpose of establishing the 1992 Current Budget, the appointment of four Parking Control Officers to assume the overnight parking enforcement and tow-away functions which are to be discontinued by the Regional Police Department, subject to the detailed review of the proposal by the Transport and Environment Committee.

Murray F. Main

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The provision of four additional Officers would partially off-set the loss in enforcement services and revenues resulting from a withdrawal of these services by the Regional Police Department.

It is estimated that the net revenue would be $59,890 in 1992 ($89,840 annualized), based on the assumption that a towing charge can be implemented to off-set the costs to the City of towing abandoned vehicles.

BACKGROUND:

At the present time, the Traffic Department provides parking control services between the hours of 7 a.m. and 10 p.m. - Monday to Saturday, and any enforcement which is conducted overnight on these days or on Sundays is conducted by the Hamilton-Wentworth Regional Police Department. The Traffic Department also provides support services for the tow-away of abandoned vehicles, but not for the tow-away itself, which is done by the Regional Police Department.

The Police Department has advised that these services will be discontinued, possibly in April of 1992, by the Police Department, and has suggested that the service should be provided by Traffic Department personnel.

This matter has not been reported on, in detail, to the Transport and Environment Committee, since a number of details must still be worked out. However, it is anticipated that a report to the Transport and Environment Committee will be available for the meeting of 1992 April 06.

Since the Police Department intends to withdraw these services, there will be an immediate drop in service and in revenue, since Police personnel will be used for other functions. However, a portion of these revenues could be recouped by the appointment of additional Parking Control Officers to take over these particular functions. The amount of revenue to be recouped is very difficult to calculate, since the Police Department would continue to provide some enforcement and tow-away services on an emergency basis, and it is not clear to what extent this would affect both enforcement and tow-away services.

For budgeting purposes, it has been estimated that the net amount which would be recouped by appointing four additional parking control officers to fulfill these functions would be approximately $60,000 in 1992, and approximately $90,000 on an annualized basis. This estimate has been prepared on the basis of a tow-away charge being charged by the City to off-set the actual cost of tow-away to the City, of these abandoned vehicles.

It is recommended that, for budgeting purposes, the City Council approve in principle the appointment of four additional Parking Control Officers, subject to the details of the transfer of services being reported to the Transport and Environment Committee.

4.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 19

REPORT TO: His Worship Mayor Morrow
and Members of City Council

FROM: Mr. J. Pavelka, Acting Chief Administrative Officer
Chairman, Management Team

SUBJECT: **Senior Citizen's Tax Credit - Phasing out**

RECOMMENDATION:

a) That the City of Hamilton's $75.00 Elderly Citizens Tax Credit Programme be grandfathered and that the Tax Credit be reduced to $50 as of January 1, 1992; and be further reduced to $25 as of January 1, 1993. As of January 1, 1994 the programme would be discontinued.

b) That the City Solicitor be authorized and directed to prepare the necessary By-Law to amend By-Law No. 76-55, as amended, to give effect to this resolution.

Note: The proposed 1992 current budget has been prepared based on an assumed reduction from $75 to $50 in the amount of $275,000 (i.e. 11,000 Elderly Citizens @ $25).

FINANCIAL/STAFF/LEGAL IMPLICATION:

The total cost of this programme amounts to $825,000 or 0.77% of the 1992 mill rate, and a $25 reduction represents $275,000 or 0.26% of the mill rate.

BACKGROUND:

The Elderly Citizens Tax Credit Programme is administered by the City Clerk's Department under the provision of the City of Hamilton By-Law No. 76-55. It provides, upon application, a $75 tax credit to citizens (home owners or their spouse) who are 70 years of age or over prior to January 1 of the current year who have owned and occupied their home for at least five years. In 1992, approximately 11,000 seniors are expected to participate in this tax credit programme.

During budget discussions the Management Team has also discussed several alternatives to deal with the issue of eliminating the programme as follows:

(1) **GRANDFATHER THE PROGRAM**

The Elderly Citizens Tax Credit Programme be grandfathered, i.e. no new person be added to the programme and over a number of years, the programme be slowly eliminated. There remains the question of inequity of the programme and avoidance of the universality. It also takes several years to eliminate the programme and overal has a minimum effect in the current budget, therefore, it is not recommended.

(2) **PHASE OUT THE PROGRAMME OVER FIVE YEARS**

The Senior Citizen Tax Credit Program be phased out over a period of five years i.e. reduce to $60 in 1992, $45 in 1993, $30 in 1994, $15 in 1995 and eliminate entirely as of January 1, 1996. Longer phasing out also takes several years to implement as well as having a lesser impact in the current budget.

(3) **ELIMINATE THE PROGRAMME ENTIRELY IN 1992:**

In view of the 1992 annual operating cost of $216,910 and payment of annual debt charges of $519,410 for the construction of the Sackville Senior Citizen Centre (total cost of $736,320), it was discussed that this programme can be eliminated entirely based on this cost alone. In 1993 the full costs of operating the Centre along with the payment of the debt charges for the Sackville Senior Citizens Centre would exceed the total cost of the Elderly Citizen Tax Rebate Programme.

(4) **ANY COMBINATION OF THE ABOVE**

Grandfather the programme and phase out over three to five years or partial elimination and partial phase out or any other combination. This might create a more complex, costly and difficult programme to administer and take a longer period of time to implement.

(5) **GRANDFATHER AND PHASE OUT OVER THREE YEARS**

This option is more equitable and has the impact of reducing the current budget. Several of the municipalities have already rescinded their By-Law to eliminate the programme in their municipalities.

(5) **GRANDFATHER AND PHASE OUT OVER THREE YEARS** - continued

In a previous telephone survey to thirteen Ontario municipalities, seven municipalities have rescinded their By-Law, two municipalities have never introduced the programme, and four of the municipalities are still continuing the programme.

The programme itself is not equitable, as seniors living in apartments are not eligible to apply for this Tax Credit Programme. It should also be noted that the Province of Ontario implemented a programme in 1980 to assist owners and renters, who were 65 years or over, to a maximum of $500 per household, and the amount of this grant was increased to $600 in 1987. The amount of this grant, which is paid directly to the applicant(s), is equal to occupancy cost or $600, whichever is less.This amount is paid in two instalments (i) by end of April, and (ii) by end of October. (Occupancy cost is defined as property tax paid or 20% of rent paid, whichever is applicable.) The Province forwards an application form each year to those persons who are in receipt of Old Age Security.

Under these circumstances, it is recommended by the Management Team to implement the phasing out the programme in three years beginning this year and grandfather the programme this year so that the programme does not grow any more.

c.c. Members of the Management Team

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1992

Urban/Municipal Collection
2nd Floor
Hamilton Public Library

J.J. SCHATZ
CITY CLERK

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OFFICE OF THE CITY CLERK
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TEL: 546-2700
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MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1992 March 31
7:30 o'clock p.m.
Council Chambers, City Hall

AGENDA

1. Opening Prayer

Father Charlie Galea
St. Lukes Roman Catholic Church

2. Presentations

(a) Former members of City Council

(b) 1991 Provincial Highschool Championships - St. Thomas More Girls' Field Hockey Team

3. Proclamations

(a) Parkinson Disease Awareness Month - 1992 April

(b) National Wildlife Week - 1992 April 5 - 11

4. Minutes

(a) 1992 March 10

(b) 1992 March 19 (special meeting)

5. Petitions and Correspondence

6. Reports of the Standing Committees

(b) Parks and Recreation Committee

(c) Planning and Development Committee

(e) Licensing Committee

(h) Finance and Administration Committee

7. Notices of Motion for Next Meeting

8. First Reading of the Bills

9. Second Reading of the Bills - Committee of the Whole

10. Third Reading of the Bills

11. Question Period

12. Adjournment

MINUTES

Hamilton City Council
1992 March 10
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met.

Present: Mayor Robert M. Morrow

Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico.

Absent: Alderman H. Merling - vacation

Reverend Michael Skrumeda, St. Vladimir Ukrainian Orthodox Church led the Council in prayer.

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Mayor Morrow presented a civic gold pin to Brian Cunningham in recognition of winning the 1991 Provincial Championship in Judo.

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Mayor Morrow proclaimed the following:

"The Year For Canada" 1992

* * * * * * * * * * * * * * * *

The minutes of the meeting held 1992 February 25 were taken as read and approved.

* * * * * * * * * * * * * * * *

Correspondence:

1. Resolution dated 1992 February 14 from The Corporation of the City of North York respecting the question of the termination of the 60% Provincial Funding towards the budget of the Credit Counselling Service in Ontario.

Referred to the Finance and Administration Committee.

2. Resolution dated 1992 February 4 from the City of St. Catharines respecting Arbitration Award to Fire Fighters.

Referred to the Finance and Administration Committee.

3. Resolution dated 1992 February 25 from the Corporation of the City of Windsor respecting a tri-level cost-sharing strategy to meet municipal infrastructure needs.

Referred to the Finance and Administration Committee

4. Petition received by City Clerk supporting Amended Zoning Application 91-40, Frank Toth, Tony Di Franco and Angelo Coca, owners, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit single-family development, on property located at Nos. 478 and 488 Rymal Road East, Hamilton, Ontario.

Received.

5. Application dated 1992 February 27 from Hope Haven Homes Family Rehabilitation Centre, Hamilton, Ontario respecting a further modification to the "D" (Urban Protected Residential - One and Two Family, Townhouses, etc.) District for 992 Montclair Avenue, Hamilton, Ontario.

Received.

6. Application dated 1992 February 25 from St. Stephen-on-the Mount Anglican Church, Hamilton, Ontario respecting a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified, for Block "1" and for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations for Block "2" for property at Nos. 625 and 635 Concession Street, Hamilton, Ontario.

Received.

7. Application dated 1992 February 24 from Faith Evangelical Lutheran Church of Hamilton, Hamilton, Ontario for a change in zoning from "C" (Urban Protected Residential, etc.) District to "DE-3" (Multiple Dwellings) District modified, for Block "1", from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified, for Block "2" and for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations for Block "3" for property at No. 1907 King Street East, Hamilton, Ontario.

Received.

8. Application dated 1992 February 28 from John Foss, 111 Charles Street, Hamilton, Ontario for a modification to the established "E-3" (High Density Multiple Dwellings) District regulations for property at No. 113 Charles Street, Hamilton, Ontario.

Received.

9. Letter dated 1992 March 3 from the five Presidents of the Local Unions of the Canadian Union of Public Employees requesting City Council to reconsider their position of 1992 January concerning the Attendance Management System Policy Statement arising out of the Performance Excellence Program.

Referred to the Finance and Administration Committee

* * * * * * * * * * * * *

It was moved by Alderman Copps and seconded by Alderman Wilson that Rule No. 8 of Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to consider a motion dealing with 1992 The Year For Canada. **CARRIED.**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -16.

NAYS: -0. **CARRIED.**

* * * * * * * * * * * * * *

It was moved by Alderman Copps and seconded by Alderman Wilson that the Council of the Corporation of the City of Hamilton respectfully petition the Government of Canada to proclaim 1992 "The Year For Canada" and that we ask all area Members of Parliament to support this request.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -16.

NAYS: -0. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Agro that the reports of the Transport and Environment Committee, Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be now considered in Committee of the Whole.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -16.

NAYS: -0. **CARRIED.**

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TRANSPORT AND ENVIRONMENT COMMITTEE - FOURTH REPORT

Re: Standard Normal Applications - Ministry of the Environment

Recorded vote on Section 25

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -13.

NAYS: Aldermen Kiss, Copps, Wilson. -3. **CARRIED.**

PARKS AND RECREATION COMMITTEE - FIFTH REPORT

Section 2 Re: Living Rock Ministries - Use of Gage Park Bandshell

Alderman Charters declared personal interest, took no part in the debate and refrained from voting on this matter. Alderman Charters's wife sits on the Board of the Living Rock Ministries.

PLANNING AND DEVELOPMENT COMMITTEE - FIFTH REPORT

Section 7 (a) Re: Region consider possible use of Wentworth County Courthouse as Regional Headquarters

It was moved by Alderman Drury and seconded by Alderman Ross that Section 7(a) of the Planning and Development Committee be amended to read:

"That the Region consider the recommendations contained in the CAPIC report including the possible use of the Wentworth County Courthouse as a Regional Headquarter when the Provincial Courts move to the former Main Street Post Office;

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -13.

NAYS: Aldermen Kiss, Agro, Copps. -3. **CARRIED.**

* * * * * * * * *

Section 8 Re: Fees for Variances

It was moved by Alderman Agostino and seconded by Alderman Wilson that section 8 of the Fifth Report of the Planning and Development Committee be amended by deleting the "Recommended Fees" and substituting in lieu thereof the following:

	Recommended Fees		
Variances or Permission ancillary to 1 and 2 family unit uses for owner-occupied	1992	$190.	effective for one year

Recorded vote.

YEAS: Aldermen Agro, Copps, Wilson, Agostino, Eisenberger, Jackson. -6.

NAYS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Charters, Anderson, D'Amico, Ross. -10. **LOST.**

* * * * * * * *

	Recommended Fees		
Variances or Permission (all other)	1992	$350.	effective for one year

Recorded vote.

YEAS: Aldermen Agro, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger. -7.

NAYS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Charters, Jackson, Anderson, D'Amico, Ross. -9. **LOST.**

* * * * * * * *

It was moved by Alderman Agro and seconded by Alderman Jackson that section 8 of the Fifth Report of the Planning and Development Committee be further amended by deleting the recommended fees for Variances or Permission (all other) and substituting in lieu thereof the following rate:

1992 $300. effective for one year. **LOST.**

* * * * * * * * *

Recorded vote on Section 8

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Charters, Anderson, D'Amico, Ross. -10.

NAYS: Aldermen Agro, Copps, Wilson, Agostino, Eisenberger, Jackson. -6.

CARRIED.

* * * * * * * * *

Section 10 Re: Zoning Application 91-65 - St. Lawrence Cement Inc. - 475 Nebo Rd.

Recorded vote on Section 10

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Anderson, D'Amico, Ross. -13.

NAYS: Aldermen Kiss, Copps, Jackson. -3. **CARRIED.**

FINANCE AND ADMINISTRATION COMMITTEE - SEVENTH REPORT

Section 3 Re: Continued Joint Use of Bell Canada's Centrex Telephone Services

Alderman Wilson declared personal interest, took no part in the debate and refrained from voting on this matter. Alderman Wilson's wife is employed by Bell Canada.

* *

RESOLUTIONS

It was moved by Alderman D'Amico and seconded by Alderman Ross that Rule No. 8 of the Procedural By-law be invoked for this meeting of City Council in order to permit the consideration of a motion respecting James Street Baptist Church. **CARRIED.**

* * * * * * * * *

It was moved by Mayor Morrow and seconded by Alderman Ross that City Council support the application of James Street Baptist Church to the Ministry of Culture and Communications for a heritage grant in the amount requested by them to assist with the structural repairs, etc. carried out to save this historical designated property. **CARRIED.**

* *

It was moved by Alderman Kiss and seconded by Alderman Agro that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, and resolutions, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0. **CARRIED.**

* * * * * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Agro that the following Bills be now read a first time:

A-25, A-26, A-27, A-28.
B-1.
C-29, C-30, C-31, C-32, C-33, C-34, C-35, C-36, C-37, C-38, C-39.
H-16, H-17.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0. **CARRIED.**

* * * * * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Agro that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

A-25, A-26, A-27, A-28.
B-1.
C-29, C-30, C-31, C-32, C-33, C-34, C-35, C-36, C-37, C-38, C-39.
H-16, H-17.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0. **CARRIED.**

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Consideration of the Bills (second reading).

* * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Agro that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-25, A-26, A-27, A-28.
B-1.
C-29, C-30, C-31, C-32, C-33, C-34, C-35, C-36, C-37, C-38, C-39.
H-16, H-17.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0. **CARRIED.**

* * * * * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Agro that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-25, A-26, A-27, A-28.
B-1.
C-29, C-30, C-31, C-32, C-33, C-34, C-35, C-36, C-37, C-38, C-39.
H-16, H-17.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0. **CARRIED.**

* * * * * * * * * * * * * * * * * * *

City Council then adjourned at 8:55 o'clock p.m.

* * * * * * * * * * * * * * * * * * *

J. J. Schatz, City Clerk
1992 March 10

Special Meeting of Hamilton City Council
1992 March 19
6:15 o'clock p.m.
Room 233, City Hall

The Council met.

Present: Mayor Robert M. Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross.

Absent: Alderman Cooke - City Business
Alderman McCulloch - City Business
Alderman Wilson - City Business
Alderman Merling - Vacation
Alderman Anderson - City Business
Alderman D'Amico - City Business

It was moved by Alderman Kiss and seconded by Alderman Eisenberger that Council move into the Committee of the Whole to consider the Third Report of the Committee of the Whole, with Alderman Copps in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

THIRD REPORT OF THE COMMITTEE OF THE WHOLE

It was moved by Alderman Kiss and seconded by Alderman Agro that the Report of the Committee of the Whole on the Third Report of the Committee of the Whole be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

* * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Charters that Bill H-18 be now read a first time.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

* * * * * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Agro that Council move into the Committee of the Whole to consider Bill H-18, with Alderman Copps in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

* * * * * * * * * * * * * * * * * * *

Consideration of the Bill (second reading).

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

* * * * * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Agostino that the Report of the Committee of the Whole on Bill H-18 be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

* * * * * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Ross that Bill H-18 be now read a third time, signed, sealed and enrolled as a By-law.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

* * * * * * * * * * * * * * * * * * *

City Council then adjourned at 6:20 o'clock p.m.

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J. Thompson, Acting City Clerk
1992 March 19

CORRESPONDENCE

Correspondence:

1. Resolution dated 1992 March 4 from the City of Peterborough respecting an amendment to the Fire Act.

Referred to the Finance and Administration Committee.

2. Letter dated 1992 March 18 from Rainy Gaglani, R. R. No. 5, Hagersville, Ontario respecting a modification in zoning to the "C" (Urban Protected Residential, etc.) District for 121 Ivon Avenue, Hamilton, Ontario.

Received.

3. Letter dated 1992 March 18 from Hillcrest Masonic Temple Corporation, 201-100 King Street West, Hamilton, Ontario respecting a modification in zoning to the "C" (Urban Protected Residential, etc.) District for 257-261 Mohawk Road West, Hamilton, Ontario.

Received.

4. Letter dated 1992 March 10 from Ivory's, 25 Hess Street South, Hamilton, Ontario respecting a modification in zoning to the "E-3" (High Density Multiple Dwellings) District for 25 Hess Street South, Hamilton, Ontario.

Received.

5. Letter dated 1992 March 10 from Rabindranath Ghosh and Urmila Ghosh, 150 Maple Drive, Stoney Creek, Ontario respecting a modification to the "C" (Urban Protected Residential, etc.) District for property at 160 Sherman Avenue South, Hamilton, Ontario.

Received.

City of Peterborough

1.

March 4, 1992

TO: ALL MUNICIPALITIES WITH A POPULATION OF OVER 45,000

Re: AMENDMENT TO FIRE ACT
Clerk's File 68.13.99 & 35.02.02

I wish to inform you that City Council at its meeting held March 2, 1992, adopted the following recommendation of the Committee of the Whole - General, and directed that you be advised of this decision:

> "That the Solicitor General be petitioned to amend the Fire Act to provide for the inclusion of a section in the Act which limits any increases to the municipalities ability to pay;
>
> And that a copy of this resolution be forwarded to other Ontario municipalities of 45,000 population or more for their consideration and endorsement;
>
> And that a copy of the resolution also be forwarded to the Association of Municipalities of Ontario and Mrs. Jenny Carter, M.P.P."

Yours truly,

W. Heeley

W. Heeley,
Deputy City Clerk.

/kf

OFFICE OF THE CITY CLERK
MAR 1 2 1992
REC. BY ..... DATE .....
REF'D. TO ..... DATE .....
REF'D. TO ..... DATE .....
REF'D. TO ..... DATE .....
ACTION: _____

City Hall ✦ 500 George Street North ✦ Peterborough ✦ Ontario ✦ CANADA ✦ K9H 3R9 ✦ (705) 748-8815 ✦ FAX (705) 743-7825

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **SIXTH** Report for 1992 and respectfully recommends:

1. That, as recommended by the Hamilton Historical Board; the "Farranto Popcorn Wagon" 1979.4.1 be deaccessioned and ownership be transferred to the Westfield Heritage Centre where it will become part of the permanent collection.

2. That, as recommended by the Hamilton Historical Board; the "Mechanics Overall Laundry Wagon", 1977.19.1 be deaccessioned and ownership be transferred to the Westfield Heritage Centre where it will become part of the permanent collection.

3. That, as recommended by the Hamilton Historical Board; approval be given to dispose of the "Sachem" printing press once it has been fully documented and photographed.

4. That approval be given to the Children's Museum and the Hamilton Museum of Steam and Technology to apply to the Ministry of Community and Social Services for a Summer Part Time Employment Programme grant.

5. (a) That approval be given for E. K. Tour Boat Service Ltd. to continue the operation of a tour boat service from Pier-4 Park, subject to:

    i. E. K. Tour Boat Service Ltd. entering into a Lease Agreement with the City of Hamilton to the satisfaction of the City Solicitor, within six months of the approval of this recommendation.

    ii. That a nominal fee of $100.00 per year plus any applicable taxes be payable in advance and rental proceeds be credited to Account No. CH59001 62910 (Work Done for Others - Parks Development).

iii. This is a temporary location and subject to change at the discretion of City Council, with the ultimate location being dependant upon the full development of Pier-4 Park.

iv. The lessee being responsible of its own cost for their hydro and telephone rate charges.

v. That all servicing of boats, such as maintenance, repair, garbage and sewage disposal be performed elsewhere.

vi. That the mooring privileges are for the purposes of loading and unloading passengers only, not for seasonal docking or overnight docking.

vii. That the lessee be responsible for any liability and damage as a result of its service.

viii. That the lessee temporarily relocate their operations at their cost as required to allow the City to complete the approved construction of Pier-4-Park.

ix. That approval of the Hamilton Harbour Commission for the lessee's use of their water lot for the floating dock and the use of parking space as may be required.

x. Any additional matters deemed necessary between the authorities involved.

(b) That the lessee maintain comprehensive general public liability insurance at $2,000,000.00 with respect to injury or death of any person or loss or damage to property of any person arising from the rise of the demised property and to add the City of Hamilton as named insured to the policy.

(c) That the City Solicitor be authorized to prepare the necessary lease, subject to the lessee providing proof of insurance satisfactory to the City Solicitor.

(d) That the Mayor and City Clerk be authorized to execute a lease agreement.

6. That a formal plaque commemorating the opening of the Sackville Hill Seniors' Recreation Centre, 780 Upper Wentworth Street, Hamilton, be installed at the entrance to the building with the names of the members of the Sackville Hill Seniors' Recreation Centre Steering Committee, Mayor R. M. Morrow, Alderman B. Hinkley and Alderman T. Jackson as Parks and Recreation Committee Representatives on the Steering Committee, the General Contractor and Architect listed thereon.

7. That permission be granted to increase the following Department of Culture and Recreation Adventure Camp Rates:

	Present Rate	Proposed Rate
Junior Adventure Camp	$45.00	$48.00
Senior Adventure Camp	$45.00	$50.00
Pick-up and Drop-off Service Charge	$15.00	$20.00

8. That the Department of Culture and Recreation be authorized and directed to apply for grants from The Hamilton Foundation for the following three projects:

   (a) Mayor's First Symposium on Public Art: An Investment in Our Future - Saturday, 1992 May 30.

   (b) Special Needs Baseball Program: Recreational Opportunities for Tomorrow - first week of 1992 June.

   (c) The First Annual Community Development Workshop Saturday, 1992 November 21.

9. That following the 1992 June 1 closure of Huntington Park Recreation Centre, any funds remaining in Account No. 70355 be allocated towards the costs required to relocate various gym programs to Sherwood Secondary School.

10. That permission be granted to the Gourley Park Community Association to sell beer and food during the occasion of their three-pitch tournament, scheduled at James MacDonald School Park on Saturday, 1992 July 11 (raindate Saturday, 1992 July 18), under the terms and conditions which includes the following:

    i. The proof of $2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.

    ii. That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.

    iii. That the applicant assume responsibility for all labour related costs as a result of this event.

    iv. That Special Duty Officers, as may be deemed necessary by the Hamilton-Wentworth Regional Police, be provided at the applicant's expense.

11. (a) That permission be granted to the Hamilton and District Ladies Industrial Softball League to sell beer during the occasion of their softball tournament, scheduled at Globe Park, commencing 1992 May 22 to May 24, under the terms and conditions which includes the following:

    i. The proof of $2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.

    ii. That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.

    iii. That the Concessionaire be contacted to make the necessary arrangements for the provision of food.

    iv. That the applicant assume responsibility for all labour related costs as a result of this event.

    v. That Special Duty Officers, as may be deemed necessary by the Hamilton-Wentworth Regional Police, be provided at the applicant's expense.

    (b) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

12. (a) That permission be granted to the Hamilton Street Railway Slo-Pitch Team to sell beer during the occasion of their slo-pitch tournament, scheduled at Globe Park, commencing 1992 May 29 to May 30, under the terms and conditions which includes the following:

i. That the proof of $2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.

ii. That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.

iii. That the Concessionaire be contacted to make the necessary arrangements for the provision of food.

iv. That the applicant assume responsibility for all labour related costs as a result of this event.

v. That Special Duty Officers, as may be deemed necessary by the Hamilton-Regional Police, be provided at the applicant's expense.

(b) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

13. That the Department of Public Works, Parks Division be authorized to incorporate a Police Surveillance Identification logo within the parks signage system.

14. (a) That the use of part of Billy Sherring Park by the Neighbour to Neighbour Centre for a summer garden project be approved.

(b) That this approval continue until the parkland is required by the City of Hamilton.

(c) That the Mayor and City Clerk be authorized to execute a use agreement with the Neighbour to Neighbour Centre.

15. That a purchase order be issued to Connon Nurseries Neil Vanderkruk Holdings Inc., Waterdown, in the amount of $53,533.70 including all taxes, for the supply and delivery of various trees for the Forestry Division of Public Works, being the lowest of six tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Coded Stock Account No. CH56197 60999.

16. (a) That the development plans for Olympic Park and Turner Park, attached hereto as Appendix "A", be approved subject to:

i. Approval of the 1992 - 1996 Capital Budget Submission "Baseball Facilities Development".

ii. The first priority for development in 1992 will be improvements to the existing facilities in Olympic Park to include two "first class" baseball diamonds and upgrades to the two soccer fields.

iii. The balance of 1992 funding will be used at Turner Park for grading and seeding work to establish baseball diamond outfields.

iv. The available funding for 1993 will be utilized to develop slow pitch type baseball diamonds and support facilities in Turner Park.

v. Details for the 1994 phase of development will be finalized in conjunction with the West Mountain Baseball Association, the Baseball Softball Council and the Hamilton Sports Council and will be forwarded upon completion to the Parks and Recreation Committee for consideration.

vi. Any major development proposal that may arise for Olympic Park in 1994, including the installation of field lighting or a field house, will be subject to an open house public meeting.

(b) That the Director of Property be authorized to amend the land lease agreement beginning in 1992, with Mr. Malcolm Bethune, to exclude farming operations from that portion of Turner Park between the Hydro Corridor and Rymal Road.

17. That the Hamilton/Canada 125 Celebrations be held at Mohawk Sports Park 1992 July 1 from noon to dark with events to include a sport festival and fireworks display.

18. For the information of Council, the Parks and Recreation Committee, at its meeting held 1992 March 24 approved the Revised Terms of Reference for the Parks and Recreation Citizens' Advisory Sub-Committee attached hereto as Appendix "B".

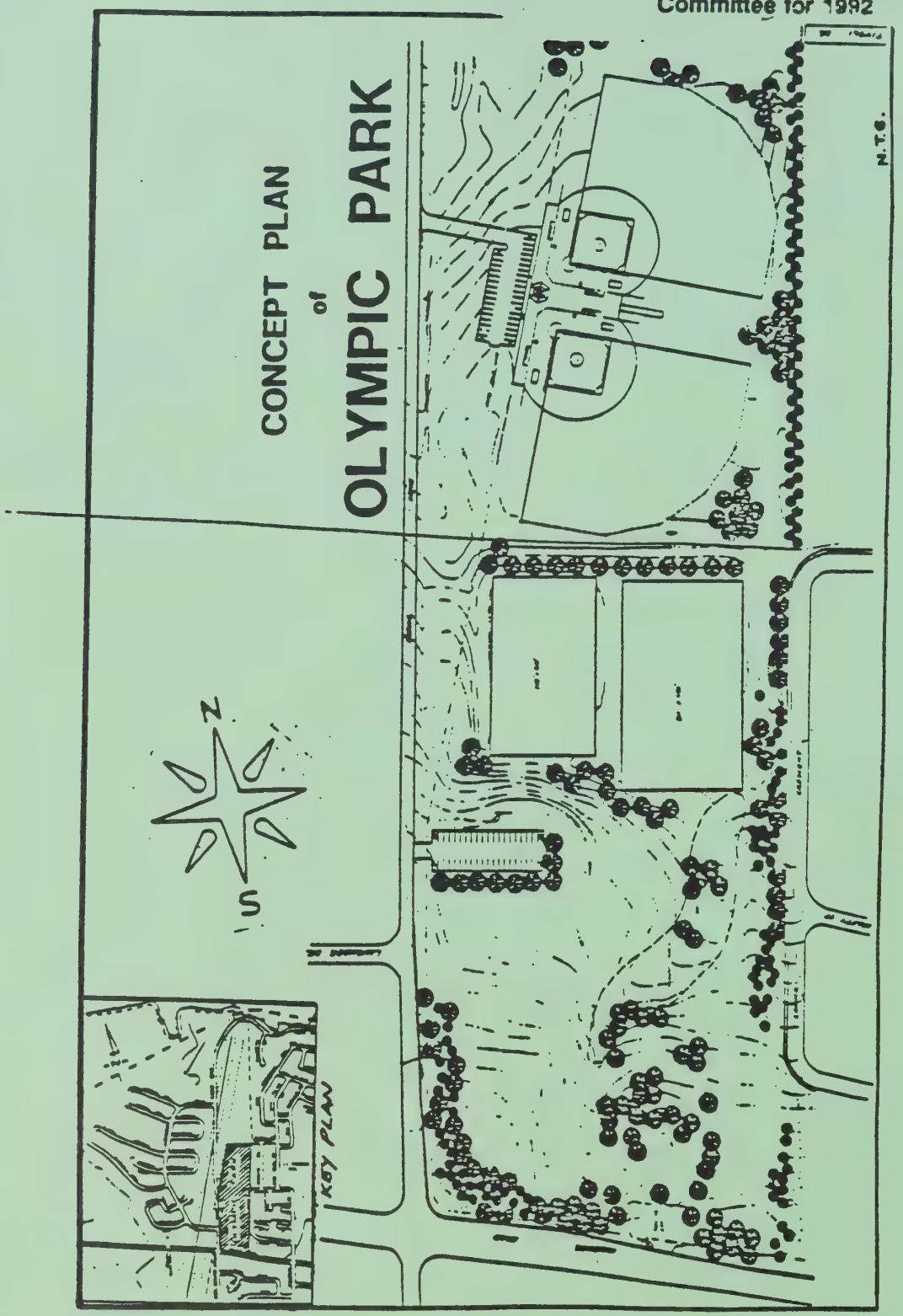
Respectfully Submitted,

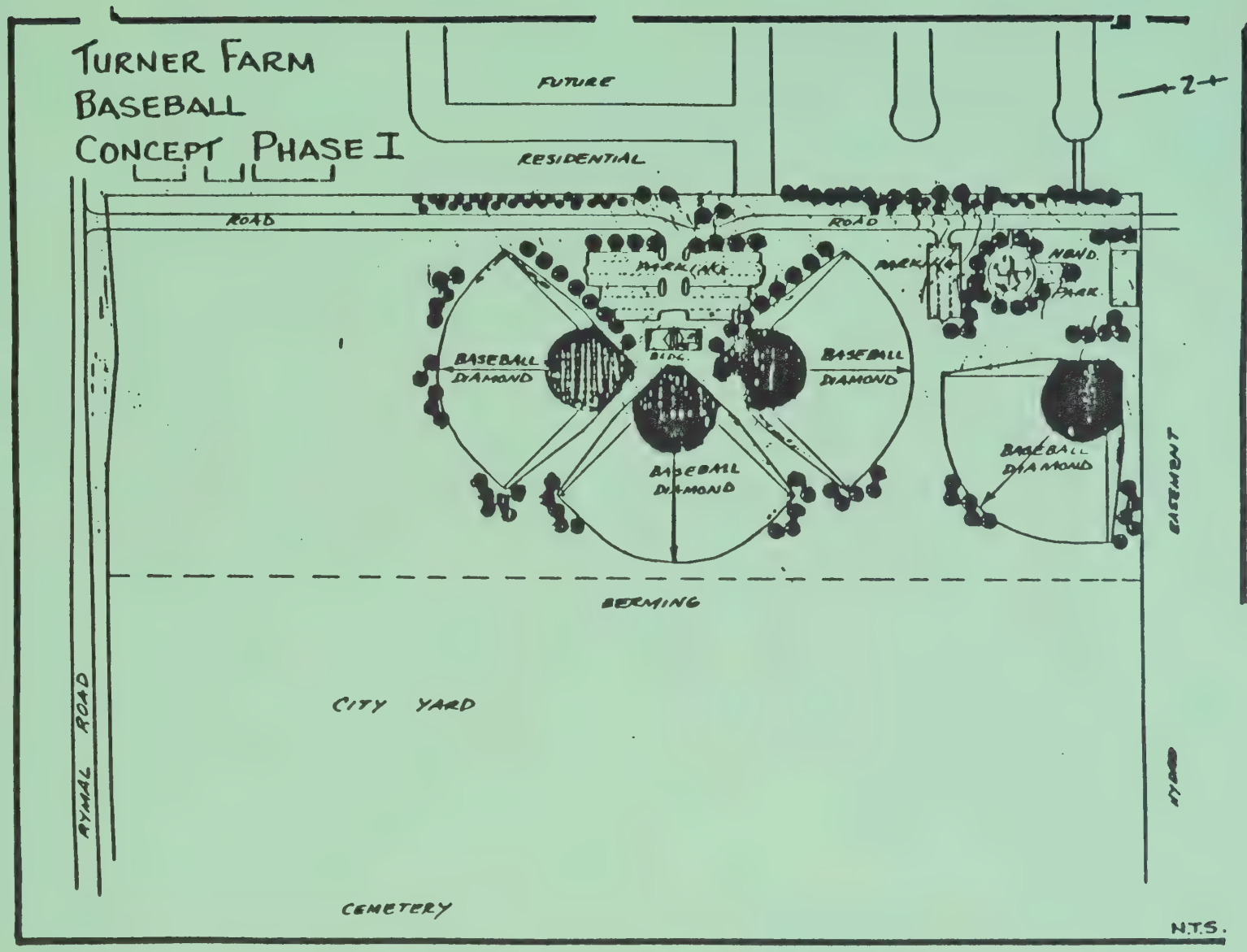
ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE

Kevin C. Christenson, Secretary

1992 March 24

Appendix "A" as referred to in
Section 16 of the SIXTH Report
of the Parks and Recreation
Committee for 1992




TURNER FARM
BASEBALL
CONCEPT PHASE I
FUTURE
RESIDENTIAL
ROAD
ROAD
2+
PARKING
BLDG.
BASEBALL DIAMOND
BASEBALL DIAMOND
BASEBALL DIAMOND
BASEBALL DIAMOND
BERMING
CITY YARD
AYMAL ROAD
CEMETERY
N.T.S.

Appendix "B" as referred to in Section 18 of the SIXTH Report of the Parks and Recreation Committee for 1992

THE PARKS AND RECREATION COMMITTEE "REVISED"
TERMS OF REFERENCE
FOR THE PARKS AND RECREATION CITIZEN'S ADVISORY SUB-COMMITTEE
Revised February 1992
- Adopted September 1985

Changes

The Committee will be comprised of (10) citizen's and (2) elected members of City Council. The Chairperson will be elected from the ranks of the Sub-Committee. The Chairperson or nominee will be available to attend Standing Committee meetings as required.

Previously: Restricted To A Citizen Membership

New Wording

The Committee will be comprised of three focus groups each will meet every second month or as necessary with resource staff. These sub-groups will be:

(i) **Parks**
(ii) **Recreation**
(iii) **Events**

Previously: Sub-Groups Not Identified.

With a minimum of three citizen members per Sub-Committee.

The Terms Of Reference

(i) **Parks**
- To Recommend Parks Names
- To Monitor The Parks Master Plan - New
- To Act As A Resource For Parks, Open Space And Conservational Issues
- To Monitor Policy Development - New
- To Monitor Parks Development Projects

Resource - **Parks Manager**

(ii) **Recreation**
- To Monitor The Culture And Recreation Vision 2000 Report - Replaces Master Plan
- To Monitor Policy Development - Replaces Goals & Objectives
- To Identify Emerging Issues - Replaces Trends
- To Assist In Work With Recreation/ Sport Groups, Organization & Councils
- To Act As A Resource For Recreation Programs And Services

Resource - **Recreation Manager**

.../2

			Changes
(iii)	**Events**	- To Monitor The Special Events Policy And Procedures	- New
		- To Monitor Progress Of Events, Games And Celebrations, Promoting Participation In Our City	
		- To Identify Any New Event Opportunities	
		- To Act As A Resource For Events And Celebrations	
	Resource	**- Events Co-ordinator**	

Note: The Sub-Committee may deem it necessary to appoint other Ad Hoc Groups for special purposes and single issues. - New Explanation

The Sub-Committee will wish to receive information (minutes) from or communicate with the Arts Advisory Sub-Committee and the Hamilton Historical Board which also reports to the Parks and Recreation Committee.

The Parks and Recreation Citizen's Advisory Sub-Committee will meet monthly or as necessary to conduct the co-ordination of the three focus groups and deal with other Parks and Recreation issues referred to the Sub-Committee by the Standing Committee of Council. - New Explanation

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SIXTH** Report for 1992 and respectfully recommends:

1. A. That approval be given to Official Plan Amendment No. 108 to redesignate lands located at 165 Burton Street, from "Industrial" to "Residential", and to remove the subject lands from "Special Policy Area 11" and to place them within "Special Policy Area 8", and that the City Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton Wentworth.

   B. That approval be given to amended Zoning Application 91-69, Agommen Ltd., prospective owner, for a change in zoning from "J" (Light and Limited Heavy Industry,etc.) District modified, to "DE-3"- 'H' (Multiple Dwellings - Holding) District modified, to permit a 24 unit stacked townhouse development, on property located at 165 Burton Street, as shown on the attached map marked as Appendix "A", on the following basis:

      (a) That the amending By-law apply the holding provisions of Section 35(1) of The Planning Act, R.S.O. to the subject lands, by introducing the holding symbol 'H' as a suffix to the proposed Zoning District which will prohibit the development of the subject lands until notification is received from the Ministry of Environment that the decommissioning process has been satisfactorily completed. Furthermore, the applicant/owner is required to apply for and receive approval of a Site Plan including a noise study.

      (b) That the subject lands be rezoned from "J" (Light and Limited Heavy Industry, etc.) District to "DE-3" - 'H' (Multiple Dwellings - Holding) District;

(c) That the "DE-3" (Multiple Dwellings) District regulations as contained in Section 10C of Zoning By-law No. 6593, applicable to the subject lands be modified to include the following variances as special requirements:

(i) That notwithstanding Section 10C(3)(i)(b), a minimum front yard of a depth of at least 3.0 m shall be provided and maintained;

(ii) That notwithstanding Section 10C(3)(ii)(b), a minimum side yard of a width of at least 3.0 m shall be provided and maintained;

(iii) That notwithstanding Section 10C(3)(iii)(b), a rear yard of a depth of at least 15.0 m shall be provided and maintained;

(iv) That notwithstanding Section 18.(8)(c) 1., a minimum building distance separation of 10.0 m shall be provided and maintained;

(v) That notwithstanding Section 10C(5), a maximum of 24 multiple family dwelling units shall be permitted;

(vi) That notwithstanding Section 10C(6) at least 30% of the lot area shall be provided and maintained as landscaped area;

(vii) That Section 18A(1)(c) shall not apply;

(viii) That a solid visual barrier not less than 2.0 m in height shall be provided and maintained along the northerly lot line;

(ix) That a visual barrier not less than 1.2 m nor more than 2.0 m in height shall be provided and maintained along the easterly side lot line, except for any area used for driveway access;

(d) That the amending By-law be added to Section 19 of Zoning By-law No. 6593 as Schedule S-1267; and that the subject lands on Zoning District Map E-11 be notated S-1267;

(e) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No. 108 by the Regional Municipality of Hamilton Wentworth; and,

(f) That the Keith Neighbourhood Plan (Industrial Sector "A") be amended by redesignating the subject lands from "Industrial" to "Medium Density Apartments".

2. That the City of Hamilton employ the consulting firms of Unterman McPhail Cuming Associates and Wendy Shearer Landscape Architect Limited to undertake the Background Study and Plan for the Durand Markland Heritage Conservation District.

3. That the Mayor and City Clerk be authorized to execute the necessary documents to release the property at 225 Nebo Road, Hamilton from the construction covenants to the City as contained in Instrument Numbers 221167 L.T. and 221168 L.T. registered on 1988 April 6.

4. That the Recommendation approved by City Council on Tuesday, 1990 May 29 that stated as follows:

"The demolition control be applied to the following residential properties and that no demolition permit be issued until such time as the owner obtain a building permit":

(a) 150 Catharine Street South
(b) 152 Catharine Street South

be revoked, and that the Building Commissioner be authorized to issue a demolition permit for 150 Catharine Street South and 152 Catharine Street South.

Subject to a rezoning for a temporary parking lot.

5. That the Building Commissioner be authorized to issue a demolition permit for 39 Clifford Street.

6. That By-Law 91-047 respecting appointments under the Building Code be amended as follows:

(a) That Section 2(b) be amended by adding the words "and Director of Technical Services".

(b) That Section 4(b) be amended by deleting the words "Manager of Inspections" and replacing it with the words "Manager of Field Services".

(c) That Section 5(b) be amended by deleting the words "Manager of Plan Examination" and replacing it with the words "Manager of Customer Services".

(d) That Section 6(a) be amended by adding the names of Donald J. Inglis and John Spolnik

(f) That Section 7(a) be amended by deleting the names "Donald J. Inglis and John Spolnik and replacing it with the name Linda Paterson".

(g) That Section 7(b) be amended by deleting the words "Supervisor of Inspection Services", and replacing it with the words "Supervisor of Customer Services".

(h) That Section 8(a) be amended by deleting the name "Thomas Redmond, P. Eng."

(i) That Section 9 be amended by deleting the following names:

Italo J. Dominic
Robert H. Bradshaw
George A. Korz
Johnny Walker
David Gibson

(j) That Section 9 be further amended by adding the following names:

Frank Peter
Nancy Rahjer
Christine Hey
Monica Melnick
Ricard Kuipers
Debbie Eydt
George Caetano
George Robis

(k) That Section 11(a) be added to read as follows:

"The following person is appointed an Inspector:

"Thomas Redmond, P. Eng."

(l) That Section 11(b) be added to read as follows:

"The title of the Inspector appointed under clause (a) shall be as follows:

"Chief Building Engineer"

7. (a) That, under the Commercial Improvement Programme, luminaires be affixed to building faces abutting alleyways within the Westdale Village B.I.A., to increase security of the alleyways at an estimated cost of $16,000; and,

(b) That the Mayor and City Clerk be authorized to execute an agreement to attach and maintain the lighting fixtures to the private property; and,

(c) That the City Solicitor be authorized to register the lighting agreements on title.

8. (a) That, under the Commercial Improvement Programme, luminaires be affixed to building faces abutting alleyways within the Barton General B.I.A., to increase security of the alleyways; and,

(b) That the Mayor and City Clerk be authorized to execute an agreement to attach and maintain the lighting fixtures to the private property; and,

(c) That the City Solicitor be authorized to register the lighting agreements on title.

9. That approval be given to Site Plan Control Application DA-91-72 by Angelo Giacomelli, owner of lands at 203 Homewood, to amend approved plans of Site Plan Control Application DA-87-77 to incorporate changes to the parking and landscape area subject to the following:

a) modification to the plans related to dimensions, notes and paving as marked in red on the plans; and

b) approval by the Committee of Adjustment for the following variances:

i) to reduce the required manoeuvring for the existing parking spaces from a total of 6.0 m to 5.92 m; and,

ii) to reduce the required number of parking from 5 to 4 spaces.

10. (a) The City of Hamilton advise the Regional Municipality of Hamilton-Wentworth that it supports the Environmental Waiver Request Report for the Ofield Storm Sewer, as shown on the attached map marked as Appendix "B", prepared by Dames and Moore, Canada, provided the measures identified in the Report to control erosion, silt, and sedimentation and the rehabilitation of vegetation in the easement are undertaken; and,

(b) That the City Clerk notify the Regional Clerk of the City of Hamilton's decision.

16. That leave be granted to introduce the following Bills:

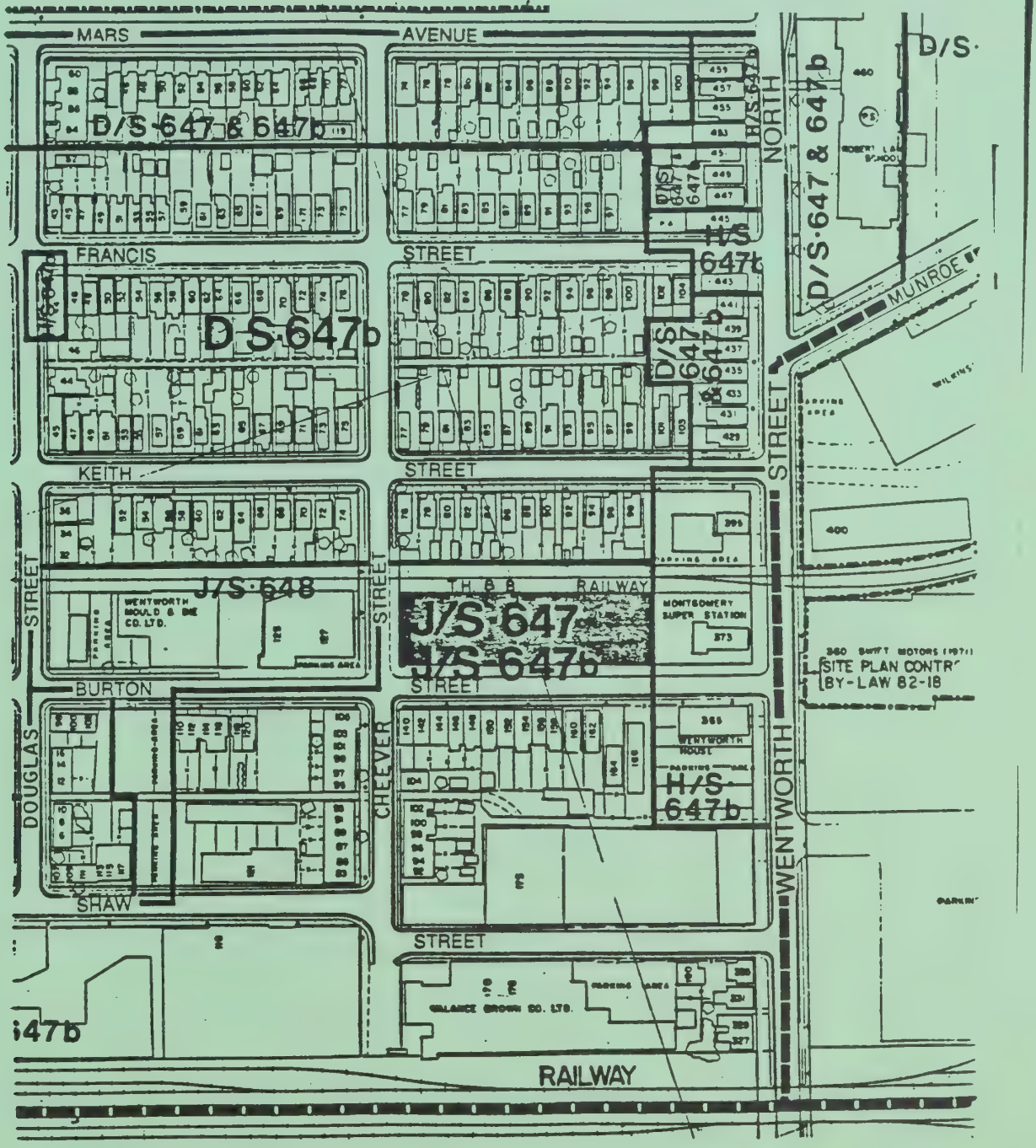
(a)	Bill C-40	A By-law to remove part of Silverton Drive registered plan of subdivision from part-lot control
(b)	Bill C-41	A By-law to amend Zoning By-law No. 6593 respecting Definition of "Owner"
(c)	Bill C-42	A By-law to amend Zoning By-law No. 6593 and to repeal Zoning By-law No. 80-223 respecting land located at Municipal No. 475 Nebo Road
(d)	Bill C-43	A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1067 Rymal Road East
(e)	Bill C-44	A By-law to repeal By-law No. 91-076 respecting land located at Municipal No. 74 Charlton Avenue East
(f)	Bill C-45	A By-law to amend tariff of fees By-law No. 87-55 as amended by By-law No. 87-350 respecting the Committee of Adjustment
(G)	Bill C-46	A By-law respecting the Chief Building Official and Inspectors appointed under the Building Code Act, R.S.O. 1990, Statutes of Ontario, Chapter B.13

Respectfully submitted,

ALDERMAN D. DRURY, CHAIRPERSON
PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello
Secretary
1992 March 31

Appendix "A" referred to in Section 1 of the Sixth Report of the Planning and Development Committee for 1992

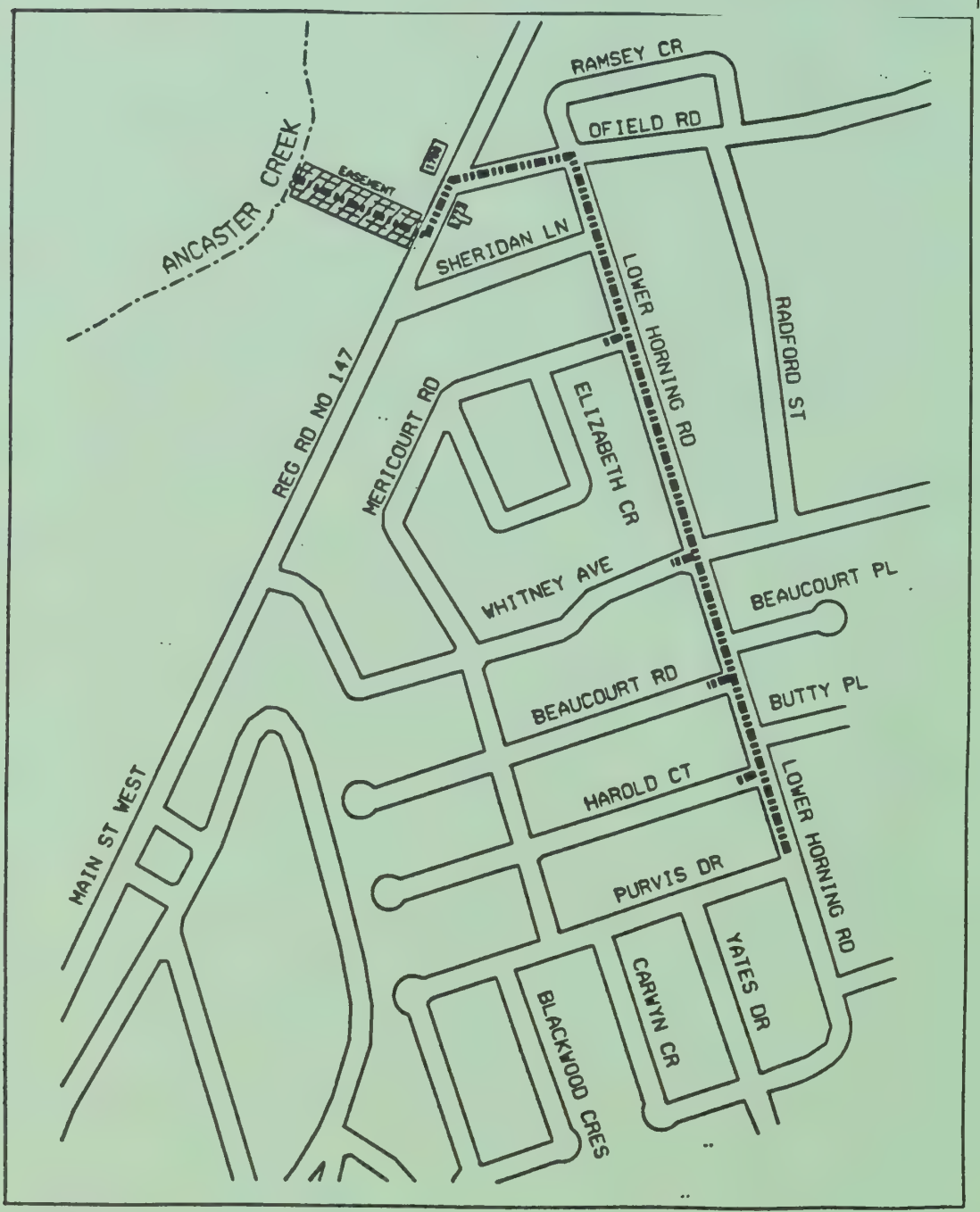


Legend

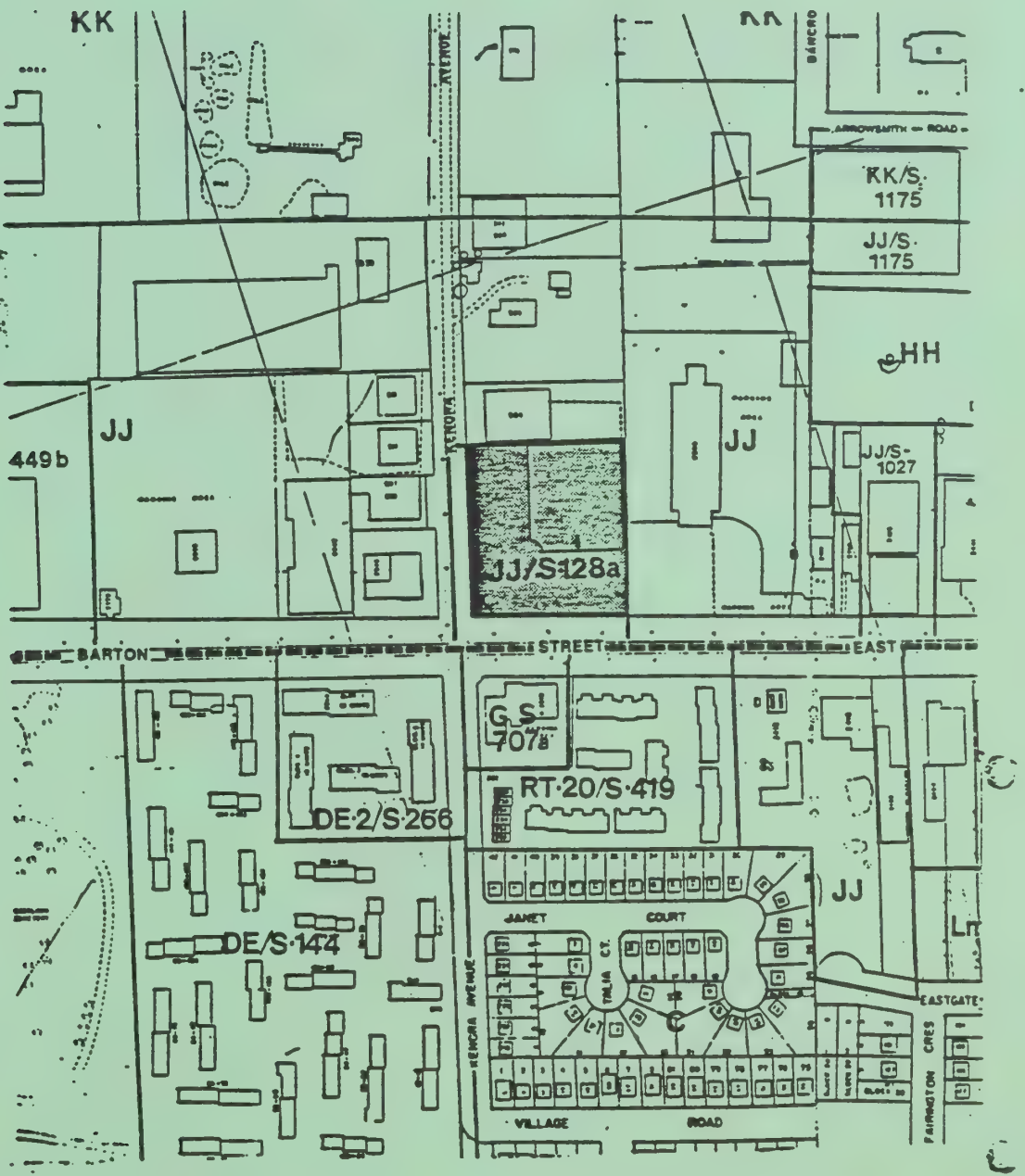
Site of the Application

ZA 91-69

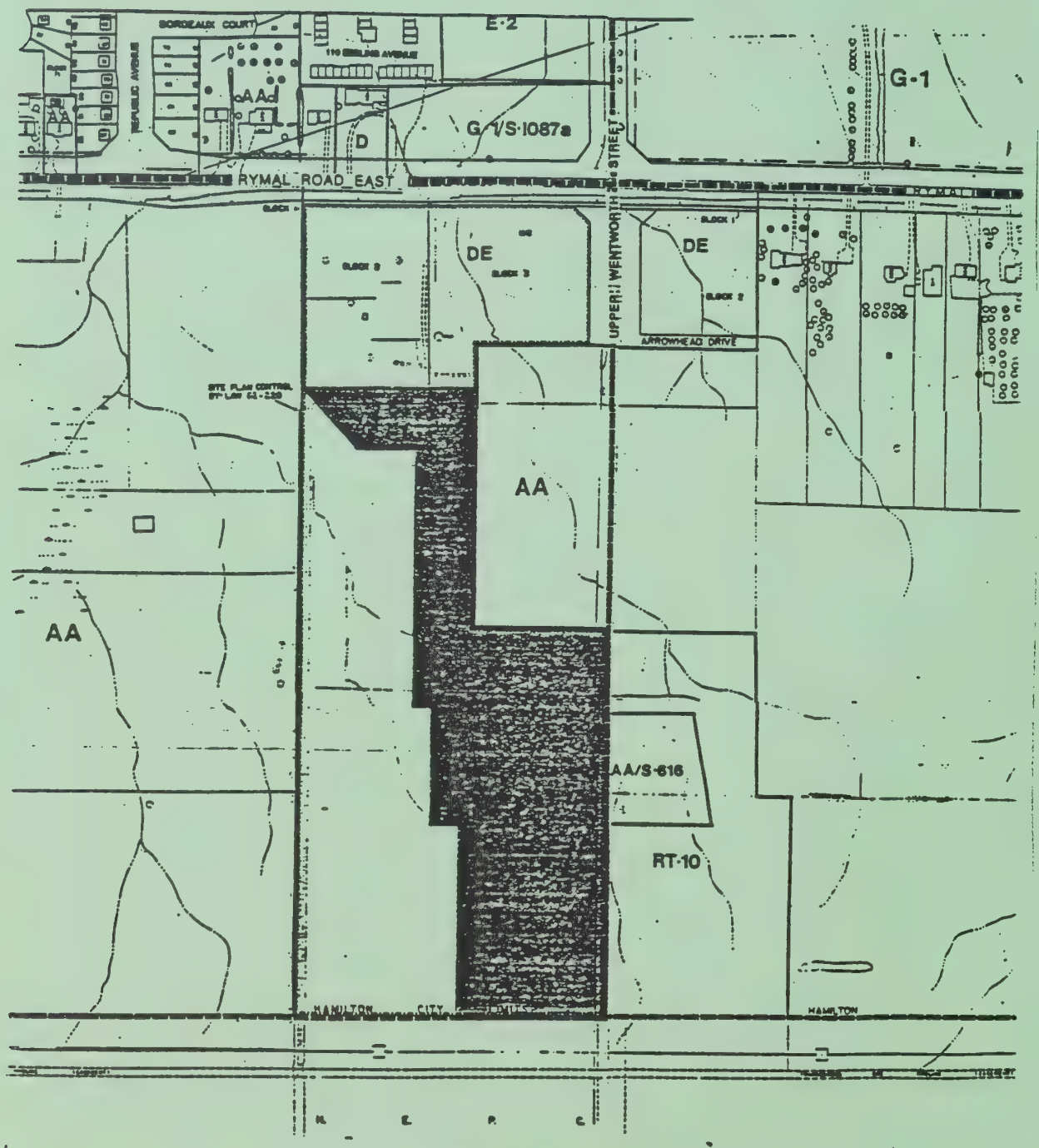
Appendix "B" referred to in Section 10 of the Sixth Report of the Planning and Development Committee for 1992



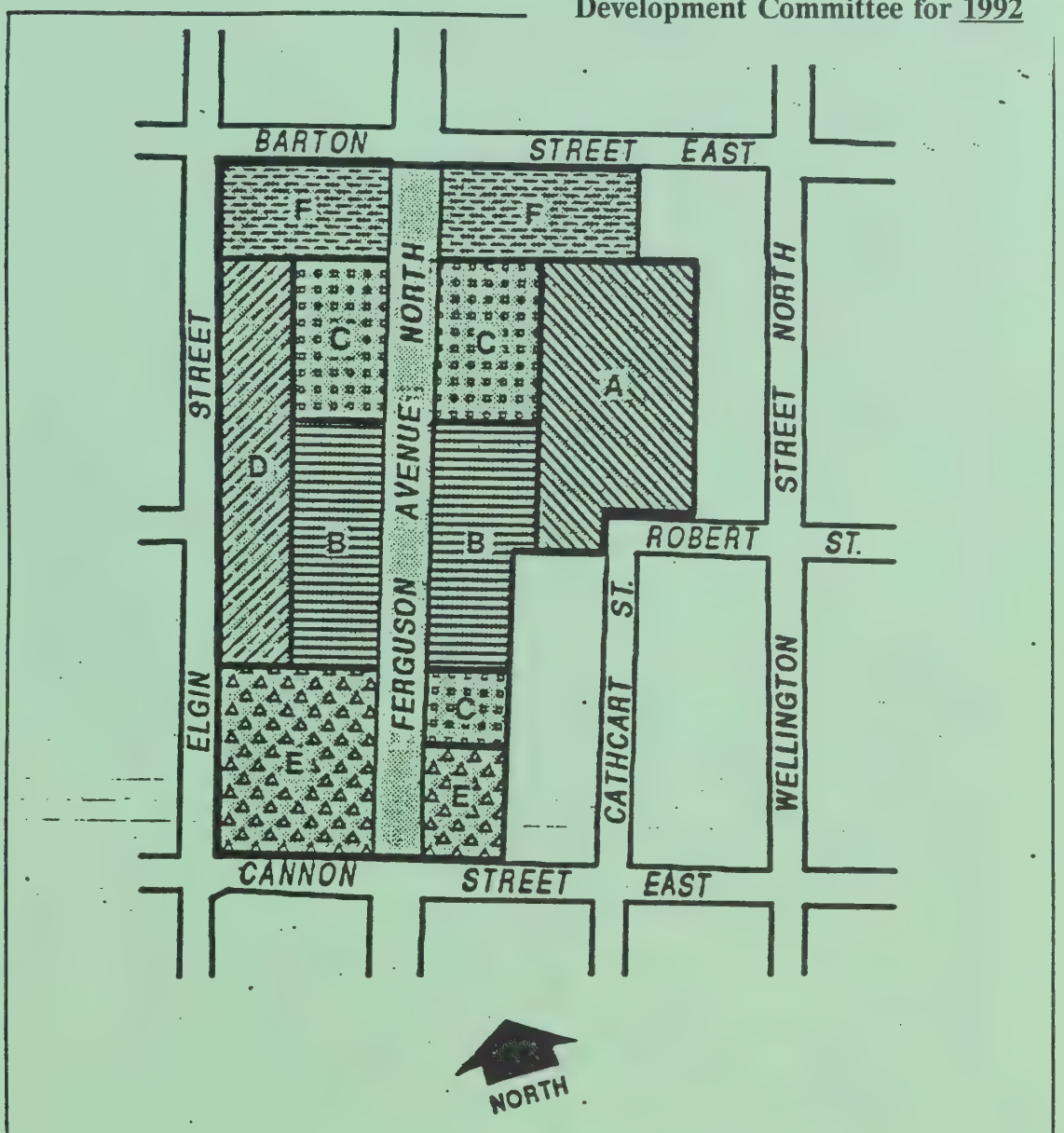
Appendix "C" referred to in Section 12B of the Sixth Report of the Planning and Development Committee for 1992



Appendix "D" referred to in Section 13 of the Sixth Report of the Planning and Development Committee for 1992



Appendix "E" referred to in Section 14 of the Sixth Report of the Planning and Development Committee for 1992



A - LOW DENSITY APTS. (3.5 STOREY STACKED TOWNHOUSES)

B - MEDIUM DENSITY APTS. (10 STOREYS)

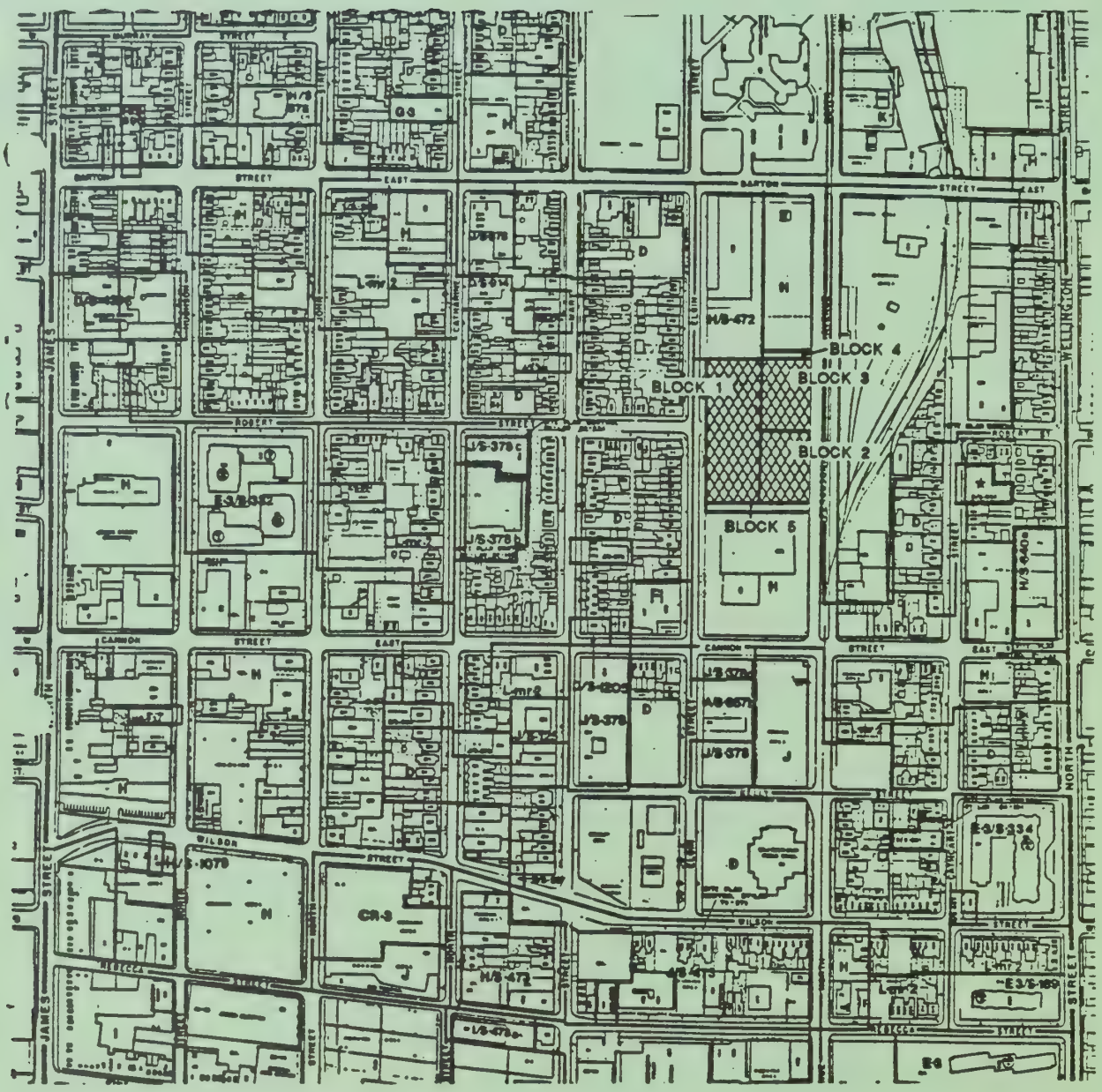
C - MEDIUM DENSITY APTS. (8 STOREYS)

D - MEDIUM DENSITY APTS. (3.5 STOREYS)

E - COMMERCIAL

F - COMMERCIAL & APARTMENTS

Appendix "F" referred to in Section 15 of the Sixth Report of the Planning and Development Committee for 1992



Legend

Subject Lands

Proposed uses:

BLOCK "1" Four 3.5-storey, stacked townhouse developments containing a total of 60 units.

BLOCK "2" One 10-storey, seniors apartment building containing 110 units.

BLOCK "3" One 10-storey, apartment building containing 82 units.

BLOCK "4" & "5" 6 m reserve. No buildings and structures permitted.

ZA-91-61
AMENDED

REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **SECOND** Report for 1992 and respectfully recommends:

1. That the appeal by Faye Shedletsky, 18 Creekwood Place, Dundas to remain on the Taxicab Priority List be denied.

   Ms. Shedletsky made a written request to the City of Hamilton Licensing Committee on 1991 November 5 for a hearing of her appeal to remain on the Taxicab Priority List. She stated that she had failed to renew her name on the list because she had not received her courtesy reminder letter until the first business day in October.

   Hearings were scheduled for Ms. Shedletsky on three separate occasions at which she failed to appear despite a registered letter being sent to her on the third occasion.

   The Licensing Committee considered Ms. Shedletsky's letter and in the absence of any additional evidence and the fact that she had failed to attend three scheduled hearings the Committee did not feel there were sufficient grounds to grant Ms. Shedletsky's appeal and therefore made the foregoing recommendation.

2. That the Cab Driver Licence of Russell Rizzo, #14-122 Melrose Avenue South, Hamilton be revoked.

   Mr. Rizzo appeared before the Licensing Committee on 1992 February 12 to show cause why his cab driver licence should be renewed due to his extensive driving record. At that time the Committee renewed Mr. Rizzo's cab driver licence for a six months probationary period.

   At their meeting of 1992 March 11 the Licensing Committee was advised that Mr. Rizzo had subsequently been convicted of sexual assault.

A special meeting of the Licensing Committee was called for 1992 March 26, of which Mr. Rizzo was given notice to attend and show cause why his licence should not be revoked. Mr. Rizzo failed to attend and, after waiting thirty minutes from the scheduled time, the Licensing Committee proceeded to hold the hearing in Mr. Rizzo's absence.

Sgt. C. Bamlett of the Hamilton-Wentworth Regional Police attended and advised the Licensing Committee that Mr. Rizzo had been convicted on 1992 March 06 of sexual assault.

The City of Hamilton Licensing Committee therefore made the foregoing recommendation on the grounds of Mr. Rizzo's conviction for sexual assault.

RESPECTFULLY SUBMITTED

ALDERMAN T. COOKE
CHAIRPERSON
CITY OF HAMILTON LICENSING COMMITTEE

Stella Glover
Secretary

1992 March 26

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **EIGHTH** Report for 1992 and respectfully recommends:

1. (a) That permission be granted to the Multiple Sclerosis Society of Canada, Hamilton and District Chapter, to use the Second Floor Foyer, west end, for a display from 1992 May 1 - 14 to promote the Multiple Sclerosis Campaign during National Carnation Month.

   (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

2. That approval be given to the action taken by the City Clerk in authorizing the Mayor and Members of Council of Preston, England and Rotary International to display the Civic Emblem and Scroll on the second floor of City Hall from 1992 March 9 to March 17 in order that ex-Prestonians may add their signature.

3. (a) That permission be granted to the Justice for Women Coalition to use City Hall Meeting Room 264 on Wednesday, 1992 May 6 from 7:30 to 10:00 p.m.

   (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

4. (a) That permission be granted to the Hamilton and District Labour Council CLC to use the City Fall Forecourt (corner of Bay and Main Streets) on Tuesday, 1992 April 28 at 11:00 a.m. for a ceremony to commemorate the Day of Mourning.

   (b) That the City Clerk be granted the authority to approve of a similar request in future years, provided it does not interfere with any other activity.

5. (a) That the Baha'i Community of Hamilton be granted permission to use the City Hall Forecourt for a Proclamation Ceremony and open air concert to celebrate the opening of "Holy Year" from 1:00 p.m. to 5:00 p.m. on Tuesday, 1992 April 21.

   (b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.

6. (a) That permission be granted to the Fly the Flag for Canada Citizens Committee to display a poster in the First Floor Foyer to promote the Fly the Flag for Canada Campaign.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.

7. (a) That permission be granted to the Tourette Syndrome Foundation of Canada (Hamilton Support Group) to fly the Tourette Syndrome Awareness flag from 1992 June 01 - 30 in recognition of Tourette Syndrome Awareness month.

(b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.

8. (a) That the Transportation Committee for Hamilton-Wentworth Access Awareness Week be granted permission to use the following City Hall facilities during National Access Awareness Week:

(i) to use the east end, second floor at City Hall for a display from 1992 June 01 - 05.

(ii) to use the City Hall forecourt for a vehicle and equipment display from 8:00 a.m. - 5:00 p.m. on 1992 June 01.

(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

9. For the information of members of City Council, attached herewith and marked Appendix "A" is a list of 316 names of individuals who have renewed their names on the Taxicab Priority List, in accordance with By-law 89-249.

10. That a purchase order be issued to Crystaplex Arenas-Lair Plastics (Canada) Inc., Mississauga, in the amount of $50,097.28 including all taxes, to supply and deliver plastic rink boards and tempered glass with supports, being the lowest of three quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation and that this expenditure be financed through Operating Account No. CH56103 31330.

11. That purchase orders be issued for the supply and delivery of Electric Light Bulbs to Purchasing Stores as and when required during 1992, being the lowest of nine tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tenders, as follows, and that this expenditure be financed through various Stock Inventory Accounts:

	Wesco, Hamilton	Nedco, Hamilton
In the amount of	$58,832.38	$51,168.39

12. That the attached listing of Appointments To and Terminations From Permanent positions with the Corporation to 1992 March 18, attached herewith and marked Appendix "B", be approved.

13. (a) That the City of Hamilton renew the Lease of four (4) parking spaces at the King-Jarvis Parking Lot by the "It's All Greek To Me" Restaurant (Margaret Tsangarakis) for the purpose of establishing an outdoor patio restaurant at a rental of $4,992. inclusive of realty taxes for a four (4) month period commencing 1992 May 8, and terminating on 1992 September 8.

(b) (i) That the Lease Agreement contain the proviso that the Lessee will provide the City with liability insurance to the extent of $2,000,000.

(ii) That the patio structure to be placed on the subject parking spaces be constructed to the satisfaction of the General Manager of the Parking Authority.

(iii) That the Lessee be responsible for any business taxes as the use of the patio restaurant.

(c) That the Mayor and City Clerk be authorized to execute a Lease Agreement in a form satisfactory to the City Solicitor.

14. That the attached response to the proposed Ministry of Consumer and Commercial Relation's Draft Terms and Conditions on the Management and Conduct of Bingo Lotteries, attached herewith and marked Appendix "C", be approved.

15. That the following resolution from the City of North York, respecting the termination of the 60% Provincial funding towards the budget of the Credit Counselling Service in Ontario, be received:

> WHEREAS Credit Counselling Services provide the only alternative to bankruptcy for individuals and families experiencing undue stress because of inability to meet creditor demands;
>
> AND WHEREAS Credit Counselling Services assist in alleviating undue anxiety by families and provide for an orderly repayment of debts to creditors within the ability to pay of the debtor;
>
> AND WHEREAS Credit Counselling Services provide a means of payment of funds owing to merchants and vendors within the economic system as opposed to writing off as loss vast sums of money owed by debtors through the credit purchasing system;
>
> AND WHEREAS many families are undergoing a difficult time financially because of interrupted or reduced income during this recessionary period;
>
> AND WHEREAS the decision to terminate funding as provided by Province of Ontario governments over the past twenty-five years was made unilaterally with no consultation with interested parties as to personnel policies, leases, contracts, etc.;
>
> THEREFORE BE IT RESOLVED that the City of North York vigorously protest this abrupt termination of funding, and advocate the reversal of this decision, returning to the formula of Province of Ontario provision of 60% share of the budget of Credit Counselling in Ontario.

16. That the following resolution from the City of St. Catharines respecting an Arbitration Award to Fire Fighters be received:

> "That as the award clearly runs contrary to government policy, the City of St. Catharines deplores the award of Kevin Burkett as inflationary, biased, and incomplete;
>
> and that the Premier of Ontario be petitioned to establish ways in which the Government, in the future, can overturn awards such as this, and remove Kevin Burkett from the list of provincial arbitrators;
>
> and that an appeal be made directly to the Premier of Ontario respecting the arbitration award recently made by Mr. Kevin Burkett to the St. Catharines Professional Firefighters Association;

and the Government of Ontario establish guidelines for arbitrators that will limit their ability to award inflationary settlements;

and further, that a copy of this brief and recommendation be circulated to all municipalities for their approval and support."

17. That the following resolution from the City of Windsor respecting a tri-level cost-sharing strategy to meet municipal infrastructure needs be received:

WHEREAS deteriorating roads, bridges, sidewalks, sewer and water systems have long been recognized as a serious problem facing municipalities' infrastructure; and,

WHEREAS inadequate and deteriorating sewer systems create health problems and pollute waters, deteriorating water systems pose health risks, and deteriorating roads and bridges create safety risks; and,

WHEREAS the relationship between inadequate infrastructure and the environment is unmistakably clear, and further federal and provincial environmental regulations require municipalities to carry out corrective works without accompanying financial assistance, and federal and provincial governments enact statutes and policies which place an increased financial burden on municipalities; and,

WHEREAS municipalities are essentially limited to one funding source, the property tax, which has proven inadequate in meeting the growing demands on municipal budgets, and since Canadian municipalities cannot expect a healthy and safe environment or a healthy economy without an undertaking from all levels of government to contribute financially to the necessary rebuilding of municipal infrastructure;

THEREFORE BE IT RESOLVED that the City of Windsor petition both Environment Canada and the Ontario Ministry of the Environment to commit their respective ministries to a tri-level cost-sharing strategy to meet municipal infrastructure needs, and further that this resolution be forwarded to the Association of Municipalities of Ontario, Ontario municipalities with a population of over 50,000, local members of Parliament and local members of Provincial Parliament for their support and endorsation.

18. (a) That an Offer to Purchase, duly executed by Vince and Agnese DePanfilis on 1992 March 6, and scheduled for closing on or before 1992 June 5, for a portion of City owned property, composed of all of Block "F", Plan M-176, Albion Falls Survey, being irregular in shape and more particularly described as having a length of 29.68 metres (97.39 feet), more or less, by a width of 28.16 metres (92.41 feet), more or less, comprising a total area of 244.79 square metres (2,635 square feet), more or less, being rear land directly behind Lot 17, known municipally as 72 Albion Falls Boulevard, be approved and completed, and the funds derived from this sale of $780. be credited to Account Number CH 4X501 00102 (Sale of Land - Reserve for Property Purchases). A deposit in the amount of $78. is being held by the Acting City Treasurer pending Council approval.

(b) That the Mayor and City Clerk be authorized to execute the necessary documents.

19. That the City approve the Hamilton Public Library Board's accepting an Option to Purchase, duly executed on 1992 February 21, by the owners, the Hillcrest Masonic Temple Corporation, and scheduled for closing on or before 1992 May 11 for the construction of a Branch Library to service the present and future needs of the south/east mountain. Said lands being situated in the Regional Municipality of Hamilton-Wentworth, formerly in the Township of Barton, now in the City of Hamilton, being composed of Part of Lot 8, Concession 7, having a frontage along the northerly limit of Stone Church Road East of 117.04 metres (384.0 feet), more or less, by a depth of 79.55 metres (261.0 feet), more or less, comprising a total area of 9,310.80 square metres (2.3 acres), more or less, as previously set out in Instrument Number 141213 C.D. and more particularly described as Municipal Address 759 Stone Church Road East. The purchase price of $550,000. to be charged to the following Accounts - $509,671.05 to be charged to Account Number CF 5590 919041010 (Land Acquisition - South/East Mountain Library Branch). The remaining $40,328.95 to be charged to the Hamilton Public Library Account LB 5X999 00420 (Special Gift Fund). This approval is provided on the following conditions:

(a) That this Option be conditional upon the Hamilton Public Library Board obtaining soil tests satisfactory to the Hamilton Public Library Board on or before closing 1992 May 11.

(b) That upon completion of this transaction title to the property being acquired be placed in the name of The Corporation of the City of Hamilton.

(c) That it be a condition of approval that the City of Hamilton and the Hamilton Public Library Board agrees:

(i) That the Director of Property be authorized to negotiate the sale of the rear portion of the site to the Developer of the adjacent Block 83 in order that Block 83 together with the lands acquired shall form four (4) building lots with a depth not less than 100 feet.

(ii) That the Director of Property be authorized to negotiate the sale of a watermain easement required on the site to the Region.

(iii) That revenues received from the sale of surplus lands associated with this property in connection with the development of Block 83 on Plan 62M-603, or excess lands not required for the construction of the Library, or the sale of easements upon the lands, be returned to the Hamilton Public Library Board to an amount not to exceed $40,328.95 plus interest calculated at the prime rate from time to time plus any costs associated with the closing of this transaction and absorbed by the Library Board (i.e. legal, survey and soil test), and all other revenues be returned to the City of Hamilton and deposited in Account Number CH 4X501 00102 (Sale of Lands - Reserve for Property Purchases).

20. (a) The approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, south of Glow Avenue. The land contains an area of 107.7 square metres (1,159.3 square feet) more or less, shown as Parts 1 and 2 on Plan 62R-11146. The licence be granted for the consideration of $1.00 plus taxes and credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following City Council's approval.

(b) That approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, south of Glow Avenue. The land contains an area of 226 square metres (2,432.7 square feet) more or less, shown as Parts 1 and 2 on Plan 62R-11144. The licence be granted for the consideration of $1.00 plus taxes and credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following City Council's approval.

(c) That approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, north of Grace Avenue. The land contains an area of 91.7 square metres (987.08 square feet) more or less, shown as Part 1 on Plan 62R-11145. The licence be granted for the consideration of $1.00 plus taxes and be credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following Council's approval.

(d) That the Mayor and City Clerk be authorized to execute a Licence Agreement in a form satisfactory to the City Solicitor.

21. That funds be allocated from the Reserve for Replacement of Mobile Equipment, Account Centre No. CH 00101, for the replacement of 4 fire department vehicles in the amount of $1,458,000. as per the list attached herewith and marked Appendix "D".

22. That the following lease agreement from 1991 March 15 - 1997 March 14 between the Canadian Football Hall of Fame and Museum Management Committee and the Press Club be approved:

(a) That the Management Committee establish rent to be paid to the Hall of Fame by the Press Club for the above period as follows:

1991 March	-	1992 March	$707.39
1992 March	-	1993 March	739.93
1993 March	-	1994 March	773.97
1994 March	-	1995 March	809.57
1995 March	-	1996 March	846.81
1996 March	-	1997 March	885.76

(b) That the Press Club pay a lump sum payment for the period 1991 March - 1992 March, of $1,107.24 for back rent. (This assumes a new lease in place by 1992 March 15). In any case, they would be responsible for the difference in amounts between what they are currently paying and the above rent schedule from 1991 March 15.

(c) That in addition, the following terms to apply: effective, 1992 March 15, the Press Club is responsible for all taxes pertaining to their space, as well as their proportionate share of building expenses (water, gas, hydro, etc.).

(d) That the 5% of gross bar sales paid to the Hall of Fame be discontinued as of 1992 March 15.

(e) That such other terms as required by the Property Department/Legal Department for a standard lease apply.

(f) That all adjustments with respect to rent amounts and date adjustments be made by the City of Hamilton - Treasury Department.

(g) That the lease terminate on 1997 March 14 with no option for renewal.

(h) That the agreement between the two parties be contingent on securing storage space at City Hall.

23. For the information of members of City Council, the Finance and Administration Committee appointed the following members to the Taxi Advisory Committee for a term to expire 1994 November 30:

(a)	Representative for the Disabled:	Tony Aquilina
(b)	Taxi Industry Professionals:	Robert Bourke George Hutchinson

24. That Hamilton City Council deems the Hess Village Jazz Festival to be held 1992 July 17, 18 and 19, which is being sponsored by the Hess Village Merchant Association, to be an event of municipal significance and has no objection to the event taking place, subject to the approval of the temporary road allowance closure of Hess Street South, from King Street to Main Street, by the Transport and Environment Committee.

25. That Mayor Robert M. Morrow be appointed to serve as the City's representative on the Bay Area Restoration Council of Hamilton-Wentworth and Halton Regions.

26. That the Mayor and a maximum of six (6) Aldermen be authorized to attend the 55th Annual Conference of the Federation of Canadian Municipalities to be held in Montreal, Quebec, 1992 June 5 - 8.

27. That Alderman D. Agostino be appointed as the City's nominee for the Executive Committee of the Large Urban Section of the Association of Municipalities of Ontario.

28. (a) That an ad hoc increase be granted to the Hamilton Municipal Retirement Fund pensioners effective 1992 January 1, to coincide with the increase granted to Ontario Municipal Employees Retirement System pensioners. This increase is to be based on the following criteria.

(i) Pensions under payment at 1990 October 1 will receive the greater of 5.47% (100% of the inflation rate for the period 1990 September to 1991 September) or the increase calculated under the service method ($1 x the number of years service x the number of years on pension). Pensions under payment effective 1990 November 1 - 1991 September 1 receive a prorated increase.

(ii) That the estimated cost of $3.5 million for this pension increase be met by special annual payments of $421,000. over fifteen years, and financed in 1992 from the "Reserve for Future Pension Liabilities", Centre 00178.

(b) That the guaranteed pension indexing commencing 1992 January 1, be implemented as follows:

(i) The guaranteed inflation increase will be 70% of the Consumer Price Index (CPI) increase measured from September to September, up to a maximum guaranteed increase in any year of 6% and,

(ii) An additional ad hoc "Top-Up" increase may be granted by the H.M.R.F. to coincide with O.M.E.R.S. Top-Up increase if the H.M.R.F. Plan surplus allows,

(iii) Any inflation increase in excess of the 6% maximum will be carried forward to future years,

(iv) The combined increases will be effective January 1 of each year.

(v) The indexing formula will apply to all pensions currently being paid and deferred pensions.

(vi) That the payment of estimated cost for pre-funding this indexing formula of $19.7 million (or special annual payments of $2,302,000. over 15 years) be deferred and recognized on a year to year basis as indicated by the annual valuation of the fund, and the City's contributions be adjusted as required in the future.

29. That the City remit $191,202.66, payable to Weir & Foulds, in trust, for legal costs of Samuel and Sheridan Lax, arising out of the expropriation of property by the City.

30. (a) That the City of Hamilton jointly host a Wine and Cheese Reception with the Region of Hamilton-Wentworth on Thursday, 1992 June 11, for approximately 60 delegates to the Annual General Meeting (National Conference) of the Canadian Association of Elizabeth Fry Societies which is being held in Hamilton for the first time at the Hamilton Convention Centre.

(b) That the City's portion of the cost in the approximate amount of $600. be charged to the Civic Hosting Account CH55314 84010.

31. (a) That approval be given to provide an amount of $1,000. to be used to assist in defraying expenses to be incurred in staging a post-game reception for the players and coaches of the All Star Football teams participating in the Second Annual Steel City Senior Bowl to be held at McMaster University on 1992 June 27.

(b) That this expenditure be charged to Special Civic Receptions and Delegation Hosting Account No. CH55314 84010.

32. (a) That the City of Hamilton host an informal luncheon reception for Dr. Elena Bonner, The Bertrand Russell Peace Lecturer at McMaster University on Thursday, 1992 March 26 at The Art Gallery of Hamilton.

(b) That the cost for this reception not exceed $875. and be charged to the Civic Hosting Account No. CH55314 84010.

33. That three (3) Ukrainian flags be flown from the flag poles on Commonwealth Square at the entrance way to Hamilton Place, the Convention Centre and the Parking Authority ramp during the course of the Art Gallery exhibition "Spirit of Ukraine" from 1992 March 30 - June 15.

34. (a) That Section 15 of the Fourth Report for 1992 of the Finance and Administration Committee, adopted by City Council on 1992 January 28, respecting the Performance Excellence Programme, be reconsidered.

(b) That Section 15 of the Fourth Report for 1992 of the Finance and Administration Committee, respecting the Performance Excellence Programme, be tabled until 1992 May 2.

(c) That the correspondence dated 1992 March 3 from the five Presidents of the Local Unions of the Canadian Union of Public Employees regarding their concerns about the Attendance Management System Policy Statement arising out of the Performance Excellence Programme; attached herewith and marked Appendix "E", be referred to the Committee recently established by Regional Council. This Committee is composed of Councillors D. Ross, G. Shaw, D. Drury, G. Copps and D. Wilson to meet with the Presidents of the various local unions of the Corporation and the Commissioner of Human Resources to discuss the concerns.

35. That leave be granted to introduce the following Bills:

(a) Bill H-20 A By-law to Require the Installation of Smoke Alarms and Emergency Lighting.

(b) Bill H-21 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

ALDERMAN D. ROSS, CHAIRPERSON
FINANCE AND ADMINISTRATION COMMITTEE

Susan K. Reeder
Secretary
1992 March 26

Appendix "A" referred to in Section 9 of the Eighth Report of the Finance and Administration Committee for 1992.

CITY OF HAMILTON
TAXICAB PRIORITY LIST

NOTE: Plate issuances are NOT automatic for any reason. All applications are considered within the terms and conditions contained in relevant by-laws as enacted by Hamilton City Council.

All addresses without the name of a City/Town are located within the City of Hamilton.

EFFECTIVE: JULY 25, 1989 - City Council
REVISED: Mar. 11, 1992 - Licensing Committee

APPLICATION DATE YR/MO/DAY	NAME	ADDRESS	PHONE NUMBER
69.4.21	Vivian Philips	700 Upper Kenilworth #1011	387-4680
71.11.17 (Medical deferment - March 12, 1987)	Heinz Kruger	155 Park Street St. #1007	525-4813
73.5.11	Lou Parco	751 Auburn Cr. Burlington	637-1402
75.8.18	Simon Hishmeh	74 Garden Crescent	389-0397
75.9.15	Hassan Agha	35 Fennell Avenue West	387-4058
77.6.6	Chris P. Mullally	295 Rosedale Avenue	545-9036
78.1.25	Barbara Jean O'Neill	R. R. #2 Nanticoke, Ont.	776-2310
78.2.1	Marilyn Majoros	501-99 Herkimer Street	528-8607
78.2.13	Paul Hathaway	136 Gage Avenue South	547-8889
78.2.13	Charles M. Huckson	78 Argyle Street	545-5182
78.2.15	John Donald	270 Kensington Avenue North	545-6230
78.2.15	Theresa Donald	270 Kensington Avenue North	545-6230
78.2.15	Roman Jankevicius	148 Moxley Crt	383-3177
78.2.16	Cecil Snow	25 Carene Avenue	561-6789
78.2.23	Robert Offen	1165 Fennell Ave. E. #505	383-6127
78.3.7	George Kepenyes	50 Governor's Road #901, Dundas	628-4939

78.4.3	Hans Wienhold	517 Stone Church Road West	387-6296
78.4.17	Khalil Zourob	404 Upper Ottawa Street	575-1232
78.7.24	Ishar Singh Thiara	2055 Deer Run Avenue Burlington	335-4375
78.12.5	William T. Winship	262 Tragina Avenue North	545-1522
79.1.2	George J. Racik	195 Wellington St. S. #301	525-8934
79.3.30	Joseph Kubina	13 Warwick Road, Stoney Creek	664-4282
79.4.3	Peter C. Eldridge	136 Bay Street S. #607	525-9576
79.5.8	Mohamed Qubaia	2358 King Street East	547-6021
79.5.9	Muriel Truelove	31 Fern Place	383-5922
79.5.9	John Driscoll	9113 Twenty Road, Mount Hope	679-6089
79.5.9	Ken Muschik	375 Melvin Avenue #3	547-5970
79.5.9	John Pope	566 King Street East	529-1034
79.5.9	Gordon Simigian	59 Earl Street	544-5850
79.5.9	Gary A. Vere	99 Herkimer Street, #304	523-1310
79.5.9	Richard M. Stolman	P.O.Box 89072 Westdale Postal Outlet, Hamilton L8S 4R5	522-0080
79.5.10	Gerald J. McRoberts	66 Greendale Unit 15	385-3643
79.5.10	Garry C. Gardiner	644 Main Street West #1018	523-6106
79.5.10	Petros Iliou	130 Chilton Drive Stoney Creek	561-8336
79.5.10	Steve Iliou	78 Garden Crescent	575-5986
79.5.10	Norman L. Domenico	107 Belmont Ave.	549-1385
79.5.10	John F. Harvie	191 Main Street West, #1606	526-7114
79.5.11	Norman G. Chatten	536 James Street North	529-4984
79.5.11	June Luke	110 San Remo Drive	387-0350
79.5.11	Donald Fraser	170 Prospect Street South	544-8791

79.5.14	Judith Offen	1165 Fennell Ave E. #505	383-6127
79.5.15	Daniel Gagnon	459 Knightbridge Cr. Ancaster	648-0689
79.5.16	Sydney Sinclair	23 Spring Street #39	529-5024
79.5.17	Edward J. Halloran	111 South Bend E.	385-9110
79.5.18	Frank Marzanek	282 West 2nd Street	389-5813
79.5.18	Walid Chafic	1420 Garth Street, #39	388-0402
79.5.18	Leopauld G. Beauchamp	175 West Avenue North	525-9348
79.5.22	Yair Ziser	39 Yarmouth Court	527-1600
79.5.23	Hannibal Rizzuto	33 Nellida Cr R R #1 Ancaster	383-3206
79.5.28	Malcolm R. Moore	113 Highway #8, Dundas	647-2070
79.5.28	Colin O'Rourke	75 Wendover Drive #111	
79.5.28	William D. Cranston	493 Mohawk Road West	574-2489
79.6.1	Thomas G. Brown	9 Lamoreaux Street #70	522-0927
79.6.4	Rudy Amoroso	13 Whitfild Avenue	
79.6.4	Lynne B. Clay	633 Upper James #210	383-1943
79.6.6	Leonard Willetts	159 Prospect St. S., #101	544-8502
79.6.26	Gerald J. Tremblay	377 Charlton Avenue West	525-7142
79.6.26	Raymond Picken	151 Stinson Street #7	52424379
79.6.27	Alex S. Makai Jr.	1 Rowanwood Street	
79.6.28	Earl J. Shaidle	120 Strathcona Ave. N #319	523-0041
79.6.29	Earl Grasley	1964 Main St. W. H1403	526-8245
79.7.5	Stan Krok	75 Queen Street North, #1903	522-8877
79.7.12	Wainwright Cruickshank	56 Yorkdale Cr. Stoney Creek	578-7930
79.7.13	Gordon Cumming	9 Stroud Road	
79.8.15	Adnan Shedhadeh	44 Queen Street North, #611	528-6440

79.8.24	Susan D. Jackson	61 Norman Street	545-7645
79.9.11	Sharon Bellamy	350 Britannia Avenue	547-0283
79.10.1	Daniel L. Bernier	35 Beechwood Avenue	549-0234
79.10.5	Lorraine Mooney	26 Gerrick Court	389-8430
79.10.30	William J. Perkins	50 Strawberry Drive	578-4002
79.11.9	Larry Roberge	487 Knightsbridge Ct Ancaster, Ontario	648-2183
79.11.14	Roger Francoeur	15 Isidore Pl. Stoney Creek	578-5872
79.11.19	Michael McLoughlin	819 Lee Ct. Burlington	637-5265
79.12.6	Peter Obratoski	5 Empire Court	560-0635
79.12.17	Zuhair Shihadeh	11 Kendale Ct. #207	574-3864
79.12.18	Dan Bissett	8 Tuer Avenue, Grimsby	945-0131
80.1.14	Antal Takacs	240 Mohawk Road East #603	385-0603
80.2.11	J. Michael Grant	2189 King St. E., B1	547-3599
80.2.12	Leonard Allan Siemko	63 Bay St. W. Unit #18 Box 249, Clarksburg, Ont.	(705)444-1747
80.2.12	Marc Stuart Hathaway	14 Twilight Court	560-7135
80.2.14	Yoginder K. Sharma	217 MacIntosh Dr. Stoney Creek	664-1963
80.2.27	Adelia Balice	326 Darlington Court	388-7674
80.2.28	Cosimo Balice	326 Darlington Court	388-7674
80.3.26	Paul Voloudakis	339 East 19th Street	383-7757
80.4.10	James O'Neill	185 East 31st Street	388-2968
80.7.14	Anthony Paul DiCiccio	834 Mohawk Road West	389-7451
80.7.29	Inam-Ur-Rehman	15 Nicklaus Drive, #801	578-7253
80.10.6	Joginder S. Sanghera	3314 Hannibal Rd., Burlington	336-5039
80.10.6	Gurdip S. Soor	85 Brant Haven Drive	560-3690

80.10.29	Donald K. Smith	265 Melvin Avenue #411	549-4899
80.12.5	Mohammad Ahmed	177 Templemead Drive	387-2493
80.12.18	William T. Stokoe	93 East 38th Street	575-1230
80.12.22	Kalous Kaloustian	121 Hunter Street West #610	522-7373
80.12.23	Robert Koczerzat	35 Melrose Avenue N.	unknown
80.12.24	Solomon Marcellin	56 Algonquin Ct.	387-2693
81.1.7	Randall G. Cruden	157 Ranwood Ct	575-7121
81.1.20	Michele A. Gilmour	21 Lorne Avenue	
81.2.2	Ernest F. Pickrell	160 Market Street #1607	521-5742
81.2.18	Donald S. McCaskie	127 Rosslyn Avenue N. #1	
81.4.8	Nathan Anderson	144 Albion Falls Blvd.	388-1743
81.4.22	John Weiss	8 Brae Crest, Stoney Creek	664-4878
81.4.30	Shirley Hathaway	14 Twilight Court	
81.8.6	Daniel Veltri	413 Britannia Avenue	549-2548
81.10.26	Stephen Jones	85 Halam Avenue	838-9050
81.10.30	Ronald Mladenich	520 Roxborough Avenue	545-8566
81.11.24	Wayne Stewart McGregor	241 Edgemont South	547-0480
81.12.14	Elaine Suggett	R R #6 Simcoe, Ontario	428-1870
81.12.16	George Truelove	31 Fern Place	383-5922
81.12.18	Larry E. Fitzpatrick Sr.	418 Paling Avenue	549-5991
82.1.13	Donald Horrocks	858 Upper James Street P O Box 20256, Hamilton	574-1617
82.1.18	Richard Urban	232 Gibson Avenue	545-3970
82.1.27	Henry G. Hoeck	18 Sims Lock Road R.R. #1, Caledonia	765-4097
82.1.28	John Francis Mooney	26 Gerrick Court	389-8430
82.1.28	Anthony Rizzuto	8 Chateau Court	388-3310

82.2.1	Philip Dales	195 Wellington St. S. #143	525-6097
82.2.3	William Earle	275 Wexford Avenue South	544-2613
82.2.8	Drago Basic	1224 Wilson Street	523-0120
82.2.10	Alecia Davis	858 Upper James St. P O Box 20256, Hamilton	574-1617
82.2.26	John C. MacDonald	89 Balmoral Avenue North	544-8554
82.3.18	Theodors Toma	23 Quincy Court	385-9664
82.3.29	Philip Sarkis	141 Fusilier Drive	387-4172
82.4.5	Putrus Isak	2020 Cliff Rd. #420 Mississauga, Ontario	524-1465
82.4.14	Jogindar Singh Dhaliwal	563 Queen Victoria Drive	385-7625
82.6.8	Keith Johnson	P.O. Box 65547, Dundas	524-1968
82.6.10	Donna Bourke	81 Sparton Ave. Stoney Creek	664-7310
82.6.24	William Khammo	51 Markham Crescent	561-0195
82.6.24	Andrea Rochelle Rosart	70 Falkirk Drive	383-0168
82.6.30	Paul Robertson	500 Greens Road, #917 Stoney Creek	662-6841
82.7.6	Pat Rostron	100 Main St. E. #3608	523-5095
82.7.6	Randy Rostron	100 Main St. E. #3608	523-5095
82.7.13	Robert F. Allan	PO Box 3624, Stn C L8H 7H9	
82.7.21	Thomas F. Sebisty	1266 Fennell Avenue East #405	575-0974
82.7.21	Pierre Richard	227 Catharine St. N.	525-0582
82.8.9	Frederick R. Neale	201 Rosslyn Avenue North	549-0326
82.8.31	Valerie Visheau	14 Wedgewood Avenue	573-6343
82.9.16	Ross Cole	9 Longwood Road South, #202	
82.9.21	Dale Kirkpatrick	162 Tragina Avenue North	544-2265
82.10.8	Richard Sindall	569 Timber Lane, Burlington	637-2603

82.10.18	Harbans Singh Kalsi	395 Upper Horning Road	383-2296
82.11.1	Mark Granby	35 East 23rd Street	
82.11.8	Uffe Mortensen	257 Cope Street	544-2450
82.11.8	William G. Romans	5880 Walkers Road, Mount Hope	679-6689
82.12.1	Sam Veltri	159 Barnesdale Avenue North	544-4241
82.12.17	Elizabeth Jane Milligan	160 Garside Avenue North	549-3900
82.12.17	Tessie Mary Manson	624 Stone Church Rd E	574-3665
82.12.23	Ahmad Malik	1001 Main Street West #822	524-2784
83.1.4	Glen Bridges	21 Garvey Crescent	561-3755
83.1.21	Gurdial S. Kapur	32 Pheasant Place	388-6046
83.2.21	Ronald Geer	85 Barlake Avenue #905	561-7929
83.4.27	Basil W. Scime	123 Rosedene Avenue	387-4769
83.5.18	Devinder Bains	2068 Headon Forest Dr Burlington	336-5983
83.6.9	Sandra Fukumoto	180 Lavender Drive	648-8943
83.7.4	Dane Hathaway	19 Bixby Crescent	
83.8.10	William J. Exley	103 Emerald St. S. #601	528-7119
83.8.15	Madan Lal Arora	38 Regis Ct, Stoney Creek	
83.9.1	William A. Gravelle	17 Holly Avenue	547-9640
83.9.19	Brenda Roberge	487 Knightsbridge Cr Ancaster, Ontario	648-2183
83.10.25	Mohinder Singh Lamba	111 Highland Rd West Group c, Box 46, Stoney Creek	578-9468
83.12.29	Selewa Y. Younathan	61 Dragoon Dr.	575-7616
84.1.26	Lee Micheal Vidovich	489 Old Dundas Rd. Ancaster	648-8411
84.1.31	Richard VanKleef	135 Stewartdale Avenue	522-0748
84.2.17	Duncan Cooper	285 King St. W. #6	528-7315

84.5.18	Eduardo Cordero	355 Charlton Avenue West	528-3834
84.7.12	Rudolph A. Cizek	1115 Paramount Dr. #72 Stoney Creek, Ontario	578-3945
84.8.2	Jefferson Lee Singler	687 Penny Lane, Burlington	634-0928
84.10.1	Alan R. Kent Sr.	42 Collegiate Drive Stoney Creek, Ontario	662-6229
84.10.1	Alan R. Kent	67 Northridge Dr. Grp 1 Box 5, Smithville, Ontario	957-2507
84.10.1	Janice Parry Kent	67 Northridge Dr. Grp 1 Box 5, Smithville, Ontario	957-2507
84.10.1	Richard N. Madeleine	703 Rennie Street	547-3294
84.10.3	Collette Roberge	30 Atkins Drive	575-9777
84.10.10	Anthony P. Tartaglia	33 Nellida Cr. R R #1 Ancaster, Ontario	383-3206
84.10.10	Al Reichert	42 Limeridge Road East	388-9218
84.10.12	Wolfgang Blazejewski	45 Fennell Avenue E #205	388-1417
84.10.22	Anne Scime	123 Rosedene Avenue	387-4769
84.10.23	Robert J. Wilson	Box 1021, Hagersville	776-3431
84.10.24	Alphonso Franco	44 Glen Road, #1209	527-4692
84.10.29	Naomi Tasman Bell	88 Dundas Street West	689-2454
84.10.30	Paul R. Marshall	60 Birch Avenue	545-5388
84.10.31	Darryl Scott Friend	536 James Street North	529-4984
84.11.20	Bruce Griffith	219 Mohawk Road W	389-4711
84.11.29	Douglas G. Billings	261 Prospect Street South	549-9956
84.12.14	Kidane Gebre Zerezghi-Tewolde	63 Anson Avenue	575-4116
84.12.19	Michael Roth	117 Fairleigh Ave. S. #3	547-6024
84.12.19	Ben Kalika	8313 Twenty Road E	679-6326
84.12.28	Ronald W. Moroz	176 Balsam Avenue South	544-3940

84.12.31	Russell Rizzo	122 Melrose Ave. S. #14	547-5897
85.1.15	Richard Hazell	205 Grosvenor Avenue N.	544-1714
85.1.24	Sukhdev Singh Bhatti	631 Rexford Drive	389-4822
85.2.15	Clifford E. McNally	R.R. #2 Branchton, Ontario	659-7900
85.2.26	Mohammad Naeem Khan	4 Orphir Road	544-5837
85.3.18	Santokh Dhaliwal	265 MacIntosh Drive Stoney Creek, Ontario	664-7157
85.4.4	Naomi E. Brink	977 Mohawk Road East, #4G	389-9773
85.5.29	Delmer(Wayne)Robinson	55 Victoria Ave. South #602	527-1221
85.5.29	John Miller	168 Rodgers Road	545-8637
85.9.25	Michael J. Bernier	54 Melbourne Street	527-5442
85.12.16	William Pring	44 Glen Road, #705	528-5501
86.1.9	Richard D. Rutherford	1015 King St. E. B1	
86.1.16	Leonard Roberge	30 Atkins Drive	575-9777
86.1.31	Jack H. Yachouh	315 Queen Victoria Drive	388-7109
86.1.31	Karlis Valodze	78 Dundurn Street North	522-4754
86.2.6	Rudolf J. Weber	66 Afton Avenue	545-3567
86.5.8	Ian E. Morrice	171 Belmont Avenue	549-9075
86.7.2	Michael Geer	P.O. Box 3624, Stn C, Hamilton	664-2702
86.7.3	Denise Georgian	166 East 34th Street	575-4068
86.8.5	Shabir Ahmed	177 Templemead Drive	387-2493
86.8.12	Reginald Hackett	960 Stone Church Road East	575-0907
86.8.12	Victor M. Lankelis	430 Cannon St. E.	522-3539
86.8.27	Harmen Bontekoe	7 Imelda Court	383-4646 383-5615
86.9.5	Habte-ab Tecle-Mariam	631 Upper James Street #304	387-4641
86.10.2	Ibrahim Saddik	129 Adis Avenue	575-9156

86.10.20	Nirinder Jit Dhaliwal	33 Twin Oaks Dr.Stoney Creek	692-5589
86.10.23	Peter H. Robertson	33 Robinson Street #204	526-1624
86.12.10	John Fischer	191 Main Street W. #2206	523-6034
86.12.15	Jeff Sindall	300 Mohawk Rd E #57	389-3534
86.12.29	Anthony R. Rizzuto	8 Chateau Court	388-3310
86.12.29	Felita Anderer	440 Quigley Rd.	560-2716
86.12.29	J. Wayne Vanderham	1349 6th Concession Rd W R.R. #2 Branchton, Ont.	578-5225
86.12.29	Lance Vanderham	79 Janet Ct	578-3514
86.12.29	Shahid Butt	6 Elsa Ct	574-6547
86.12.30	Shakil Siddiqui	100 Quigley Road, U121	578-1230
87.1.2	Rob Hathaway	136 Gage Avenue South	547-8889
87.1.5	Basharat Butt	1020 Main Street West	521-0853
87.1.8	William Majoros	28 Elmore Drive	387-0840
87.1.9	Eric Shepherd	295 Sirente Drive	383-7950
87.1.20	Ken A. Watson	125 Meadowlark Drive	388-7015
87.1.21	Andre Cadieux	91 Glen Castle Drive	561-9843
87.1.26	Wayne Lepine	453 Upper Sherman Avenue	383-3878
87.2.10	Dirk J. Van Boort	99 Grosvenor Avenue North	545-3899
87.2.17	Fred Colville	229 Beach Road	549-4139
87.2.19	Gordon A. Greb	18 Lord Crt	573-7532
87.2.20	Jaswant S. Purewal	26 Cherryridge Close	561-4783
87.2.23	Edward Seeley	162 Tragina Avenue North	544-2265
87.2.26	Radmila R. Iliou	130 Chilton Dr, Stoney Creek	561-8336
87.3.6	Peter Kalika	8313 Twenty Road East	679-6326
87.3.18	Charles Manning	170 East 23rd Street	388-0579

87.4.21	John R. Kurpeikis	23 Myrtle Avenue	521-3064
87.5.1	Joseph Vanderheyden	6 Peacock Place	383-4202
87.5.7	Chris Griffith	219 Mohawk Road West	560-7711
87.5.16	Nabo Terika	40 Sherman Avenue North	544-4776
87.5.20	George Gluchowski	64 East Street, Winona	643-1974
87.5.29	Kenneth C. Reichert	42 Limeridge Road East	388-9218
87.5.29	Cindy F. Blackbarow	42 Limeridge Road East	388-9218
87.8.31	Alisa A. Bellamy	350 Britannia Avenue	547-0283
87.9.10	Dhaya E Yonathan	872 Upper Gage Avenue #201	575-0630
87.9.10	Laura Sindall Harris	300 Mohawk Road East #411	575-7998
87.10.8	Bonnie L. Roubos	P.O.Box 3624 Stn C, Hamilton	664-2702
87.10.27	John Scime	13 Beland Avenue South	545-0762
87.11.25	William P. McKenna	633 Upper James Street #110	389-4512
87.12.21	Joseph Varga	112 Barton Street West	529-3763
88.1.4	Berhane Asghedom	240 Mohawk Road East #605	575-1793
88.1.5	Frederick J. Muldoon	45 Cheever Street	
88.1.6	Mario Posteraro	91 Regent Avenue	575-9439
88.1.6	Joe Porco	102 Limeridge Road East	575-4151
88.1.13	Jagir Multani	29 Tuna Court	388-6167
88.1.14	Gurdeep Braich	287 Morgan Crt, Burlington	332-0030
88.1.18	Paul J. Shaver	700 Winston Road, Grimsby	643-4020
88.1.18	George Penfold	119 Rosedene Avenue	387-3876
88.1.18	Charan Bassi	32 Candor Cr., Stoney Creek	643-0093
88.1.20	Brenda Whittaker	111 Teal Avenue, Stoney Creek	662-3790
88.1.29	Mohammad Farooq	16 Fiona Crescent	575-0807
88.2.10	Michael J. Magee	P.O. 23, Millgrove, Ont.	689-7298

88.2.12	Harpal Singh Jauhal	9 Pinewoods Dr. Stoney Creek	560-0095
88.2.12	Rajinder Kaur	9 Pinewoods Dr. Stoney Creek	560-0095
88.2.12	James Whittaker	111 Teal Avenue, Stoney Creek	
88.2.15	Michael K. Bezuyen	26 Bluebird Avenue	389-2908
88.2.22	Raphael Kolenko	307 Shoreview Road Burlington, Ontario	634-2567
88.2.22	Al Arthurs	354 Lake St. Grimsby, Ont.	945-1177
88.2.26	Martha Ferguson	687 Ferguson Rd., Jerseyville	648-3687
88.2.26	Sam Sleiman	149 Ravenbury Drive	575-4804
88.3.8	Paul J. DiCasa	430 Cannon Street East	522-3539
88.3.28	Anthony Vaudin	98 Cheever Street	522-0751
88.3.31	Brian Cosgrove	56 Lochearne Street	524-2325
88.4.19	Rodger McEachern	151 Gateshead Cr. #43	662-1505
88.4.21	Robert Lyon	18 Allandale Street	548-9140
88.4.25	Audrey Johnson	36 Huxley Avenue North	545-5107
88.5.4	Pantelis Ilios	629 Upper Horning Road	575-7870
88.5.11	Farrukh Qureshi	128 Guildwood Drive	575-3840
88.6.8	Antonio Papalia	16 Railway Street	527-4835
88.6.24	Ijaz H. Syed	R.R. #2 Lowbanks	774-7761
88.8.7	Ronald Airth	63 Lilacside Drive	389-4133
88.9.6	Claudio Balice	326 Darlington Court	388-7674
88.9.19	Ghulam N. Butt	36 Birchcliffe Crescent	575-8124
88.9.27	Steve Rowe	53 Holmes Avenue	525-9069
88.10.17	Mohinder P.S. Dhillon	49 Valera Dr. Stoney Creek	643-6539
88.10.17	Baldev Dhillon	49 Valera Dr, Stoney Creek	

88.10.20	Michael G. Ford	107 Victoria Avenue South	529-0892
88.11.4	Robert Maschewski	158 Ironwood Crescent	385-9104
88.11.10	George Hutchinson	201 Stewartdale	547-3067
88.11.16	Sandra Hathaway	136 Gage Avenue South	547-8889
88.12.28	Robert Van Voorst	49 Valery Crt	383-5130
88.12.30	Sudhir Verma	114 Adis Avenue	575-0446
89.1.9	Robert Edwards	117 Rymal Road West	388-7390
89.1.10	Ronald VanKleef	121 Central Ave., Grimsby	945-0732
89.1.10	Robert Esselment	281 Cranbrook Drive	388-5552
89.1.11	Brent J. Dawson	281 Park St. S. #2	529-9578
89.1.13	Ray Maurice	72 Stone Church Rd. W. Box 20271 Stn F L9C 7M8	577-7244
89.1.24	Jerry Zaraski	30 Clinton Street	545-2359
89.1.30	Pamela Creek	103 Melbourne St. #1	524-1729
89.2.2	Wayne J. Sauchuk	150 Charlton Ave. E. #3206	572-6525
89.2.13	Larry P. E. Broadbent	56 Jameston Avenue	389-9062
89.4.5	Daniel Sullivan	76 Graham Avenue South	547-1449
89.4.10	Teresa Blanche	39 Albert Street	547-1082
89.4.24	Mary Button	210 Province Street North	544-7053
89.5.29	Ramez Khoury	103 Halam Avenue	574-8913
89.7.13	Josephine Rizzuto	8 Chateau Crt	388-3310
89.7.25	David A. Price	75 Strathearne Avenue	549-3058
89.7.26	Peter Rihbany	28 Barton Street East	524-1268
89.8.3	Dimitrios Alkabakopoulos	39 Larkspur Cr. Ancaster	648-0377
89.8.8	Elizabeth Elkan	Upper James R.P.O. Box 20094 L9C 7M5	522-3539
89.8.28	Theodore Stec	14 Callie Rd	383-5991

90.06.15	William Perks	38 Valery Court	388-8665
90.08.31	Gail Rizzuto	8 Chateau Court	388-3310
91.01.16	Jerry Chatelain	66 Wellington St. N.	545-5322
91.02.20	Ronald Roberge	487 Knightsbridge, Ancaster	648-2183
91.03.26	Edward C. Beatty	16 Berko Avenue	545-5322
91.04.17	Tokunbo(Dave)Ogunlade	310 East 36th Street	574-3149

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Jim Allen	Equipment Repairman (T1C)	Culture & Recreation	Replacing Mr. B. Merritt - returned to former position	$23,125.44 to $24,945.96	
Mr. Edward Arnold	School Crossing Co-ordinator (M)	Traffic	Replacing Mr. M. White - promoted	$40,640.60 to $47,819.20	17/02/92
Ms. Rachel Barratt	Typist Clerk II (8-C)	Treasury	Returning to former position	$24,287.64 to $26,293.28	11/02/92
Ms. Karen Beato	Stenographer III (6-B)	Property	Replacing Ms. A. Guest - placed in Law Dept.	$23,936.64 to $25,940.20	02/03/92
Ms. Judy Berestecki	Parking Control Supervisor (N-2)	Traffic	Replacing Mr. R. Shakeshaft - lateral move	$37,794.64 to $44,568.68	10/02/92
Mr. Dominic Consoli	Property Control Officer (23-D)	Property	Replacing Mr. P. Waind - retired	$40,940.64 to $46,524.40	01/01/92
Mr. Rick Gadawski	Float Foreman III	Public Works	Replacing Mr. S. Weaver - promoted	$33,215.52 to $38,145.64	05/08/91

Prepared 18/03/92

Appendix "B" referred to in Section 12 of the Eighth Report of the Finance and Administration Committee for 1992.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Ms. Kathryn Heatherington	Accounts Payable Clerk (11-D)	Public Works	Replacing Ms. M. Stewart - layoff	$27,687.40 to $30,721.60	03/09/92
Mr. John King	Signal Repairman II (18-C)	Traffic	Replacing Mr. J. Barrowcliffe - retired	$33,027.80 to $38,306.84	01/01/92
Mr. Michael Murphy	Truck Driver (Litter Containers) (D13-A)	Public Works	Replacing Mr. D. Mazzocato - transferred	$33,492.16	10/02/92
Mr. Frank Pauls	Fire Safety Officer (C7-A)	Fire	Replacing Mr. J. Winn - promoted	$53,105.63	01/03/92
Mr. James Rose	Parking Control Supervisor (N-2)	Traffic	Replacing Mr. J. Gubbins - lateral move	$37,794.64 to $44,568.68	10/02/92
Ms. Penny Ulbinas	Parks Operations Tech Assistant (213)	Public Works	New Position Due to reorganization - Council approved July 16, 1991	$44,424.64 to $50,482.68	25/02/92
Ms. Anita Guest	Counter-Clerk Typist (5-B)	Law	Replacing Ms. N. Barlos - transferred	$22,667.84 to $24,531.52	02/03/92

Approved 18/03/92

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Don Danby	Foreman I (Districts)	Public Works	Retired	31 years, 8 months	31/03/92
Mr. Edward Matthews	City Treasurer	Treasury	Retired	19 years	31/03/92

Prepared 18/03/92

CITY OF HAMILTON RESPONSE TO DRAFT TERMS AND CONDITIONS

The proposed Provincial Draft Terms and Conditions are hereby approved in their entirety. Reference, however, has been made to specific terms which are of significant importance or concern to the City of Hamilton.

PART I DEFINITIONS

- The definition of "Regular Municipal Bingo Licence" wherein the total prizes for any one occasion does not exceed $5,500 based on a variable prize board scheme.

PART II GENERAL TERMS AND CONDITIONS FOR LICENCES

- Banking and Financial Requirements wherein it is required to retain records for 4 years and a requirement for a yearly financial statement.

The requirement for submission of a yearly financial statement should allow organizations to file statements following the year end of each organization.

PART III BINGO SCHEDULE B

- Staffing by at least 3 bone fide members of the organization who shall be present continuously on the premises during each bingo occasion, one of whom must be a designated member in charge.

- The position of cashier must be held by a bona fide member of the organization.

- Runners may be utilized by the licensed organization and their activities are limited to verifying winners and awarding prizes. Under no circumstances can bingo cards be sold "on the floor".

We agree in principle with this proposal, however, there is concern that bingo players will have to change their habits with respect to buying additional bingo cards during the playing of the game and in the short term, at least, this could result in a loss of profits to charitable organizations.

- The officers of the licensee shall not designate a person to be in charge of, conduct, or manage any bingo if that person is already designated as being in charge for two other charitable organizations.

- The licensee may, at its option, pay an honorarium to its bona fide members a maximum of $15.00 for each full bingo occasion. The maximum amount the licensee may pay for honorariums at any given bingo occasion shall not exceed $45.00.

Clarification is required as to whether this expense is to be authorized from the proposed 15% Administrative Expense Term.

- A non-bona fide member may be used to call the numbers on a bingo occasion, provided that he/she is licensed as a gaming assistant pursuant to the Gaming Services Act.

- The hall, and not the licensed charity, pay the remuneration to the caller within the limits prescribed in the Gaming Services Act.

MANAGEMENT OF OCCASIONS

- A licensee shall not allow, nor shall allow any other person or organization, to provide any inducement, coupon premium, gift, discount, food or beverage, or other free benefit including a bingo card free of charge to any bingo player.

- The proposed provisions respecting cancellation of a bingo event are satisfactory.

- The exact value of the total prize for any game as announced prior to the commencement of the game shall be paid to a winner or winners.

- Where there is more than one winner of a bingo game, the prize shall be divided equally. Minimum set payouts are prohibited.

- The proposed provision regarding miscalled numbers is satisfactory.

- The proposed provision of posted house rules is satisfactory.

GAMES AND GAME SCHEDULES

Only a game schedule approved by the Licensing Authority shall be used at a bingo occasion.

It should be noted that Licensing Authorities should have the flexibility in approving reasonable requests for revisions of game schedules by charitable organizations (i.e. monthly).

PROFIT AND EXPENSES

- 60% of the gross receipts derived from the bingo lottery event, up to a maximum of $5,500.00, shall be distributed as prizes for the bingo events.

- 23% of the gross receipts derived from each bingo occasion shall be retained by the licensed organization as charitable net profit.

- The amount paid in administrative expenses, exclusive of prize award, shall not exceed 15% of the gross receipts derived therefrom. The cost of the bingo licence fee shall not be included in the 15% administrative expense calculation.

- 2% of the gross receipts derived from the bingo lottery event shall be submitted to the Licensing Authority as payment for the licence fee, within 10 days of the event being held.

- Where $5,500 has been awarded as prizes, and where this amount is less than 60% of the gross receipts derived from the bingo lottery event, the remaining monies, after the licence fee and administrative expenses have been paid shall be retained by the licensed organization as charitable net profit.

- Each item of administrative expenses must be paid separately by cheque. Cash payments for administrative expenses are not allowed.

- Shortages or overage in cash resulting from the operation of the bingo event must be recorded on the financial report.

- Any cash shortage shall be deducted from the net profit of the bingo occasion and the net profit percentage shall be calculated on this amount.

- The licensee shall deposit all monies derived from each bingo occasion into a designated lottery trust account on the next banking day.

- No licensee shall contribute or receive funds from any type of contingency fund etc. whereby a licensee or person will receive compensation or payment for prizes, administrative expenses or profit purposes.

RESPONSE TO DRAFT LOTTERY LICENSING POLICY MANUAL (DATED: 06/02/90)

The following proposed provisions concerning regular bingo events are approved.

One hour between bingo events

- This gives the organization enough time to reconcile all transactions before the next group begins sales, thereby eliminating any overlap or possible mix-up.

It has been the policy in Hamilton to require only 1/2 hour between bingo events. This has proved to be satisfactory and provides sufficient time and control between events. While we recognize that the variable prizeboard concept, along with a prohibition of selling "on the floor", will result in changes in the card buying habits of bingo patrons, bingo organizations rely heavily on the fact that many bingo patrons who have played bingo at an earlier event will remain in the bingo hall for a subsequent bingo event.

Pay as you play is not permitted

- Walk in bingos, where patrons "pay as they play" are subject to enormous paperwork in accounting for bingo cards and cash and since the margin is increased as the number of transactions are increased, this type of bingo is not allowed.

18 Hours between bingo events for a particular organization

- This would be fairest for all organizations as it would likely result in a more even sharing of bingo events and resulting profits.

An organization may conduct bingo from only one location

- An organization may conduct bingo from only one location, which should preferably be in the applicant's home base municipality.

Maximum of three bingo events per day at any one location

- This would appear to be satisfactory in recognition of the variable prizeboard concept which will see many prizeboards increased to the $5,500.00 limit. Should the bingo market be restricted by this requirement in bingo halls which can support additional events (i.e. breakfast bingo, afternoon bingo, early evening bingo, late evening bingo)?

Appendix "D" referred to in Section 21 of the Eighth Report of the Finance and Administration Committee for 1992.

HAMILTON FIRE DEPARTMENT
1992 VEHICLE REPLACEMENT

Fire Dept. Vehicle	City Vehicle Number	Description	Year of Purchase	Odometer	Estimated Replacement Cost
F.P.B.	1685	Mid–size Car	1987	52,000 km	18,000
Pump 19	1644	Triple–combination Pumper	1977	78,000 Miles	320,000
Pump 18	1645	Triple–combination Pumper	1977	78,000 Miles	320,000
Aerial 112	1648	Aerial Ladder Truck	1977	40,000 Miles	800,000
					1,458,000

Appendix "E" referred to in Section 34 (c) of the Eighth Report of the Finance and Administration Committee for 1992.

Canadian Union of Public Employees - Syndicat Canadien de la Fonction Publique

LOCAL FIVE

231 Bay Street North, Hamilton, Ont. L8R 2R1

Telephone: 416-527-3391
Fax: 416-527-6217

President
James Keenan
Secretary
Ed Thomas

RECEIVED
MAR 3 1992
CITY CLERKS

March 3, 1992

Mr. Joe Schatz,
City Clerk.

PLEASE DISTRIBUTE TO ALL MEMBERS OF CITY COUNCIL

We ask City Council to reconsider their position of January, 1992 concerning the Attendance Management System Policy Statement arising out of the Performance Excellence Program.

Yours sincerely,

James Keenan, President, Local 5
Donna Merritt, President, Local 167
Rick Campanella, President, Local 1041
Ron Bowman, President, Local 228
Frank Griemens, President, Local 772

:sc

DISTRIBUTED FOR INFORMATION
TO MEMBERS OF CITY COUNCIL
J. Pavelka, C.A.O. J. Johnston, H.R.C.
MAR 5 1992
DATE SIGNATURE

Canadian Union of Public Employees - Syndicat Canadien de la Fonction Publique

LOCAL FIVE

231 Bay Street North, Hamilton, Ont. L8R 2R1

Telephone: 416-527-3391
Fax: 416-527-6217

President
James Keenan

Secretary
Ed Thomas

March 3, 1992

TO: Regional Clerk,
Regional Members of Council,

Dear Members of Council:

We are writing to you on the issue of a motion passed at Regional Council on February 4th, 1992 with regards to the Performance Excellence Program and in particular, the Attendance Management System as well as other policy statements arising out of the aforementioned program.

The various unions listed below have serious concerns about the contents of these policy statements (a) invasion of privacy (b) cost implications to our members and their families who are taxpayers in this community through medical form charges and disentitlement of Short Term Disability payment for failure to provide information under duress.

It is to be noted that A.M.S. policy statement has questioned the integrity of the entire medical profession as well as all City and Regional employees. We are now being asked to suffer the ramifications of the employers who have failed to train their supervisors to use the proper procedures already in our Collective Agreements with respect to absenteeism.

Members of the previous Council received several pieces of correspondence from Mr. Stan Simpson, our Labour Relations Solicitor, as to our position concerning the Performance Excellence Program in its entirety. On that basis, we would urge all Members of the Council of the day to reconsider its position of February 4th, 1992.

Yours sincerely,

Local 5

Local 167

Local 1041

Local 772
Operating Engineers

Local 228
Hamilton Firefighters

cc: Mr. J. Johnston
Mr. J. Schatz, City Clerk

STANLEY SIMPSON
BARRISTER & SOLICITOR

ASSOCIATES:
MARVIN P. STRINGER
LAWRENCE J. COHEN

TELEPHONE (416) 523-7400
FAX:(416) 572-1190
SUITE 407
80 HUGHSON STREET SOUTH
HAMILTON, CANADA
L8N 2A1

August 2, 1990

Mayor of the City of Hamilton
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Aldermen of the City of Hamilton
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Chairman of the Regional Municipality
of Hamilton-Wentworth
119 King Street West, 15th Floor
Hamilton, Ontario
L8N 3V9

Attention: Mr. Whynott

Councillors of the Regional Municipality
of Hamilton-Wentworth
119 King Street West, 15th Floor
Hamilton, Ontario
L8N 3V9

Human Resources Centre
Regional Municipality of Hamilton-Wentworth
and/or Corporation of the City of Hamilton
P.O. Box 40, Station A
Hamilton, Ontario
L8N 3A2

Attention: John Johnston,
Commissioner of Human Resources

Dear Sirs:

RE: C.U.P.E. Local 5, C.U.P.E. Local 167, Hamilton Professional Firefighters Assoc., C.U.P.E. Local 932 (Library Workers) and Transit Union Local 107 Performance Excellence Program and Study Design Report, November 1989

We act for the Canadian Union of Public Employees Locals 5, 167 and 932, the Hamilton Professional Firefighters Association and Transit Union Local 107 in connection with the above mentioned matter.

The unions are very much concerned with the Performance Excellence Programs Study Design Report November 1989. We understand that many of you may be under the misapprehension that input into this program and approval to the program is being given by the local unions.

For the record and so that there is no misunderstanding, none of the local unions had any input or have they approved in any way the program which is being proposed. On the contrary they are concerned that this program is being put forward without their input and participation.

We understand that the program contemplates participation from "employees" but not participation and input from the "unions".

Although this represents an outline only and we have not seen the program yet, we would like you to reconsider your position and call in participation from all of these locals before the program goes forward.

If this does not happen please be advised that the unions will have no recourse but to file grievances over the very programs themselves. This method of resolving a labour relations issue will be extremely time consuming, costly and will probably result in a deterioration of the relationship between the employer and the unions concerned.

We understand that local union 107 has already filed a grievance over implementation of a similar program introduced by the Region to the Hamilton Street Railway Company and Canada Coach Lines Limited.

Before this matter gets to that stage we would ask that you delay implementation of the program and call for, without further delay, the participation and input from the local unions concerned.

We look forward to hearing from you.

Yours very truly,

SS:sg

STANLEY SIMPSON

bc: C.U.P.E., Local 5
Attn: J. Keenan, President

C.U.P.E., Bill Brown

STANLEY SIMPSON
BARRISTER & SOLICITOR

ASSOCIATES:
MARVIN P. STRINGER
LAWRENCE J. COHEN

TELEPHONE (416) 523 7400
FAX:(416) 572-1190
SUITE 407
80 HUGHSON STREET SOUTH
HAMILTON, CANADA
L8N 2A1

October 31st, 1990

Mayor of the City of Hamilton,
City Hall,
71 Main Street west,
Hamilton, Ontario
L8N 3T4

FOR YOUR INFORMATION
FROM THE OFFICE OF
STANLEY SIMPSON

Aldermen of the City of Hamilton
City Hall,
71 Main Street West,
Hamilton,Ontario,
L8N 3T4

Chairman of th Regional Municipality of
Hamilton-Wentworth,
119 King Street West, 15th Floor,
Hamilton, Ontario,
L8N 3V9

Attention: Mr. Whynott

Councillors of the Regional Municipality of
Hamilton-Wentworth,
119 King Street West,
15th Floor,
Hamilton, Ontario
L8N 3V9

Human Resources Centre
Regional Municipality of Hamilton-Wentworth
and.or Corporation of the City of Hamilton
P. O. Box 40, Station A
Hamilton, Ontario
L8M 3A2

Attention; John Johnston
Commissioner of Human Resources

Dear Sirs:

RE: C.U.P.E. Local 5, C.U.P.E. Local 167, Hamilton Professional Firefighters Assoc., C.U.P.E. Local 932 (Library Workers) and Transit Union Local 107 Performance Excellence Program and Study Design Report, November 1989 - File #2634/90

Further to our letter of August 2nd, 1990, in connection with the above mentioned matter, we understand that information sessions only have taken place between some of the locals and your representatives with respect to the program.

We wish to stress that these have been information sessions only and we have no strong objection to the continuation of the information sessions. However, we want it clearly understood that this program is entirely your responsibility and your ideas. At the information sessions we do not intend to criticize or make any suggestions as to how the program should be amended or how it should be implemented. Again, this is entirely your responsibility.

We want it to be understood in very plain and simple language that all the unions do not agree with the program, and reserve their individual rights to file grievances if and when implementation of the program affects any of the employees in any of the bargaining units adversely.

We regret any misunderstanding that our letter of August 2nd, 1990 may have conveyed. At that time, the unions were concerned that the program was being processed without any information being received by the individual unions as to its content and its intent. The information sessions have proved helpful in that we have received information about the program in a general way to the extent that we can not agree with the program or its implementation.

I trust this sets out our position.

If you require clarification of same, please do not hesitate to contact me.

Yours very truly,

STANLEY SIMPSON

SS:cc

cc: J. Keenan
cc: Bill Brown
cc: Ron Bowman
cc: Donna Merritt

Bill No. C-40

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Remove:

PART OF SILVERTON DRIVE REGISTERED PLAN OF SUBDIVISION FROM PART-LOT CONTROL

WHEREAS subsection 7 of section 50 of the Planning Act, R.S.O. 1990, Chapter P.13 provides as follows:

> (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land,...;

AND WHEREAS subsection 5 of section 50 of the Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 7 of section 50 of the Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 5 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1992, directed that a by-law be prepared to remove part-lot control from the lands herein described.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 50 of the Planning Act, shall not apply to the following lands:

> 1. All of Lot 5, of Registered Plan Number 62M-653, in The Regional Municipality of Hamilton-Wentworth.

2. This by-law shall come into force and effect on the date of approval by The Regional Municipality of Hamilton-Wentworth in accordance with section 50(7) of the Planning Act and O. Reg. 443/75 thereunder.

PASSED this day of A.D. 1992.

City Clerk Mayor

Bill No. C-40

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Remove:

PART OF SILVERTON DRIVE REGISTERED PLAN OF SUBDIVISION FROM PART-LOT CONTROL

WHEREAS subsection 7 of section 50 of the Planning Act, R.S.O. 1990, Chapter P.13 provides as follows:

> (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land,...;

AND WHEREAS subsection 5 of section 50 of the Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 7 of section 50 of the Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 5 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1992, directed that a by-law be prepared to remove part-lot control from the lands herein described.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 50 of the Planning Act, shall not apply to the following lands:

> 1. All of Lot 5, of Registered Plan Number 62M-653, in The Regional Municipality of Hamilton-Wentworth.

2. This by-law shall come into force and effect on the date of approval by The Regional Municipality of Hamilton-Wentworth in accordance with section 50(7) of the Planning Act and O. Reg. 443/75 thereunder.

PASSED this day of A.D. 1992.

City Clerk Mayor

Bill No. C-41

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

DEFINITION OF "OWNER"

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 9 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1992, recommended that Section 2.(2)K. of Zoning By-law No. 6593 be amended by adding clause (vii) to provide for a definition of "owner";

AND WHEREAS it is expedient to incorporate the definition of "owner" into Section 2.(2)H. of Zoning By-law No. 6593 as clause (ivaa);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2.(2)H. of Zoning By-law No. 6593 is amended by adding thereto the following clause:

(ivaa) "owner" means the person, corporation or other entity registered on title as owner or any person, corporation or other entity having control of the property, including those receiving rents for the property, whether on their own account or as agent or trustee of any other person or entity;

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 5 R.P.D.C. 9, March 10
City Initiative

Bill No. C-42

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593
and To Repeal Zoning By-law No. 80-223

Respecting:

LAND LOCATED AT MUNICIPAL NO. 475 NEBO ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 80-223 on the 29th day of July 1980 to establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "M-15" District, in respect of the land located at Municipal No. 475 Nebo Road, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 27th day of March 1981, (File No. R 802870);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 10 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1992, recommended that Zoning By-law No. 6593 be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law, and that By-law No. 80-223 be repealed;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 80-223 is hereby repealed in its entirety.

2. The "M-15" (Prestige Industrial) District provisions, as contained in Section 17G of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

   (a) notwithstanding Section 17G(1)(c) of By-law No. 6593, the following Industrial Use shall be permitted:

      1. a ready-mix concrete plant or an asphalt mixing plant, but not both uses;

   (b) notwithstanding Section 17G(2)(a)(1) of By-law No. 6593, a height of not more than 21.0 m shall be permitted for the ready-mix concrete plant only;

(c) notwithstanding Section 17G(2)(b) of By-law No. 6593, a setback of not less than 10.0 m shall be provided and maintained for every building and structure from the TransCanada Pipeline right-of-way; and

(d) a chain link fence of not less than 1.8 m and not more than 2.0 m in height shall be provided and maintained along the northerly, easterly and southerly lot lines.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-15" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1265.

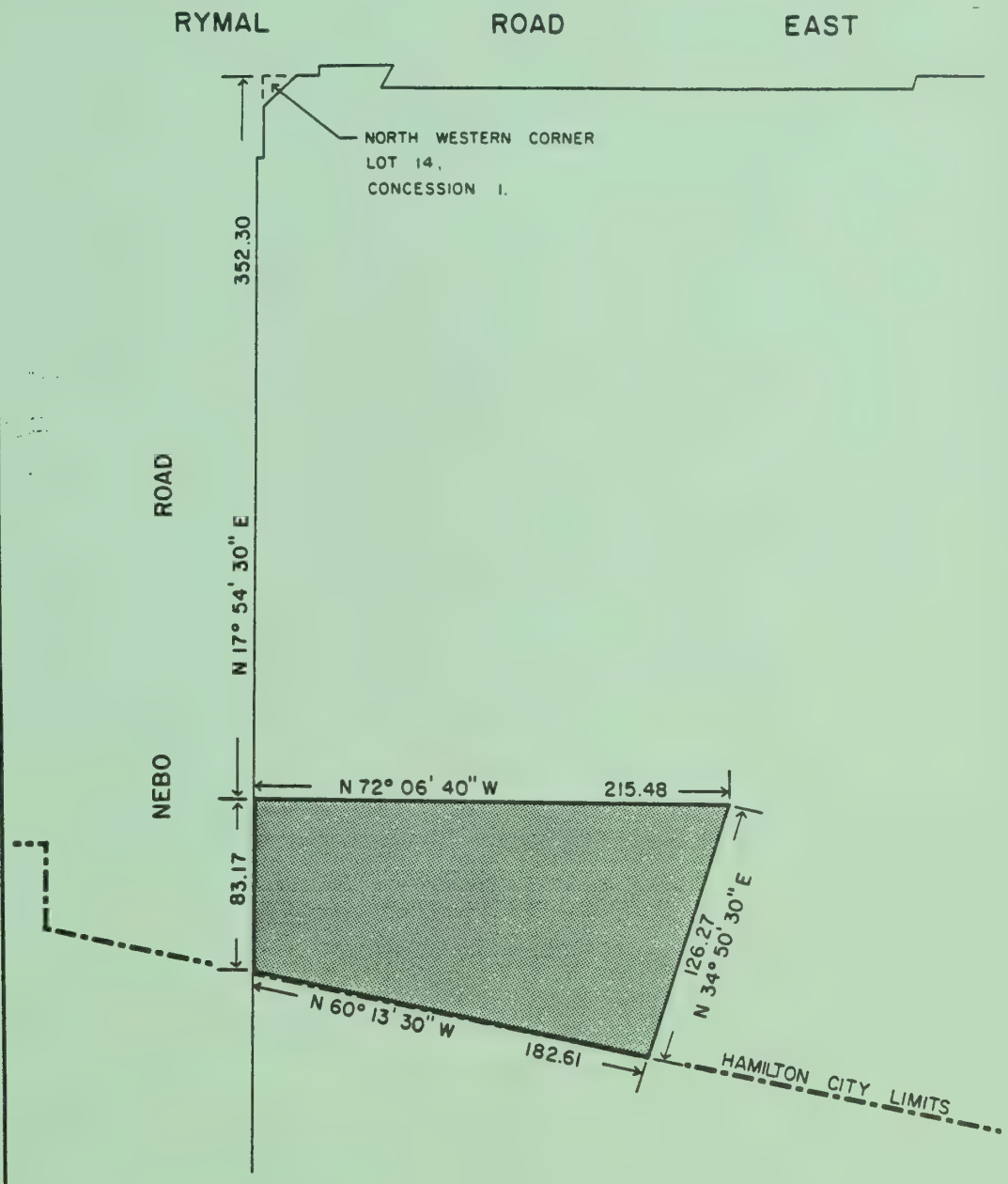
5. Sheet No. E-59E of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S-1265.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 5 R.P.D.C. 10, March 10
St. Lawrence Cement Inc., Owner
Amended ZA-91-65



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-.....
Passed the ..... day of ....., 1992.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 92-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by
By-Law No. 92-.....

North	Scale	Reference File No.
	NOT TO SCALE	ZA-91-65
	Date	Drawn By
	MARCH, 1992	P.B.

Bill No. C-43

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1067 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from "L-mr-1" (Planned Development - Multiple Residential) District to "DE-3" (Multiple Dwellings) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE-3" (Multiple Dwellings) District provisions, as contained in Section 10C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

   (a) notwithstanding Section 10C(3)(iii)(b) of By-law No. 6593, a rear yard of a depth of not less than 6.76 m shall be provided and maintained along the northerly lot line;

   (b) notwithstanding Section 10C(5) of By-law No. 6593, not more than 10 dwelling units shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1266.

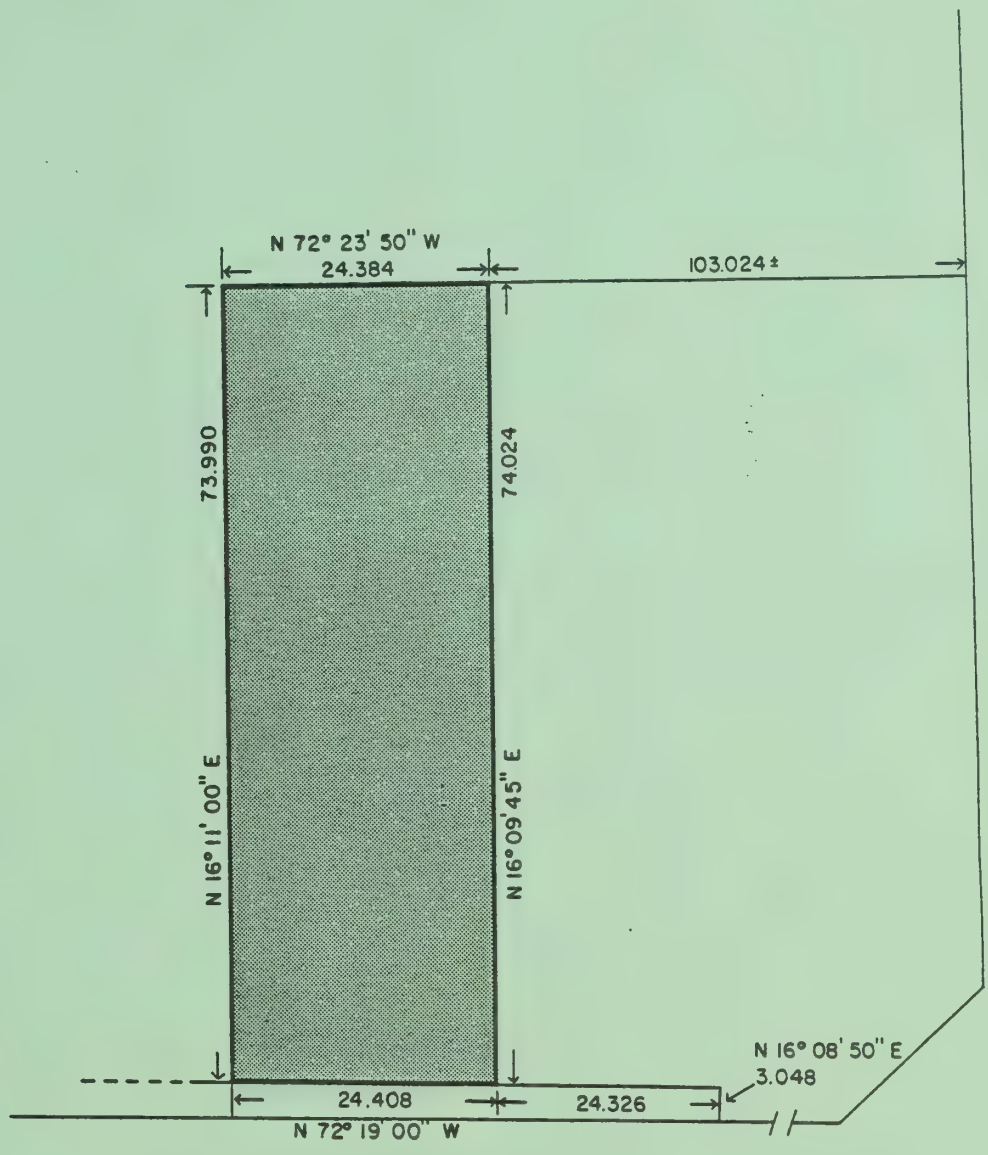
5. Sheet No. E-49D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1266.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 5 R.P.D.C. 11, March 10
Angelo Salciccioli,
Prospective Owner
Amended ZA-91-79



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-.....
Passed the ..... day of ....., 1992.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 92-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

"L-mr-1" (Planned Development - Multiple Residential) District to "DE-3" (Multiple Dwellings) District, modified.

North	Scale	Reference File No.
	NOT TO SCALE	ZA-91-79
	Date	Drawn By
	MARCH, 1992	P.B.

Bill No. C-44

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Repeal:

By-law No. 91-076

Respecting:

LAND LOCATED AT MUNICIPAL NO. 74 CHARLTON AVENUE EAST

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 91-076 on April 30, 1991 to designate 74 Charlton Avenue East, more particularly described in Schedule "A" attached hereto and forming part of this by-law, as property of historic and architectural value and interest under the Ontario Heritage Act;

AND WHEREAS the property comprising 74 Charlton Avenue East is within the Development Control Area of the Niagara Escarpment Commission;

AND WHEREAS the property comprising 74 Charlton Avenue East is in an area of demolition control designated under Section 33 of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS a development permit from the Niagara Escarpment Commission is required to demolish a house which is within the Niagara Escarpment Commission Development Control Area;

AND WHEREAS a demolition permit is required to demolish a residential property under the Planning Act;

AND WHEREAS the owner of 74 Charlton Avenue East demolished the designated property without a demolition permit or a development permit;

AND WHEREAS Section 34 of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18, requires the Council to pass a by-law to repeal the Designation By-law when the designated building has been demolished.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 91-076 is hereby repealed.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law to be registered against the property described in Schedule "A" attached hereto, in the property registry office.

3. The City Clerk is hereby authorized and directed,

   (i) to cause a copy of this by-law to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;

   (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this day of A.D. 1992.

Mayor City Clerk

Schedule "A"

To

By-law No. 92-

74 Charlton Avenue East, Hamilton, Ontario

ALL and Singular that certain parcel or tract of land and premises, situate, lying and being on the east side of John Street, south of Charlton Avenue in Robert James Hamilton's Survey in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth which may be more particularly described as follows:

COMMENCING on the easterly side of John Street at the southwest angle of the lands conveyed by Harriet A. Luxton to Eola McCullough by deed dated the fifth day of July, 1900, and registered in the Registry Office for the Registry Division of Wentworth, as Number 71487 and being about two hundred and thirty-one feet four inches from Charlton Avenue;

THENCE following the easterly margin of John Street on a course south fifteen degrees fifteen minutes west eighty-one feet three inches more or less to a post;

THENCE south seventy degrees fifteen minutes east two hundred and thirteen feet to a post;

THENCE north fifteen degrees and fifteen minutes east parallel to John Street eighty-one feet three inches more or less to a post;

THENCE north seventy degrees fifteen minutes west two hundred and thirteen feet to the place of beginning.

Bill No. C-45

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Tariff of Fees By-law No. 87-55
As Amended by By-law No. 87-350

Respecting:

THE COMMITTEE OF ADJUSTMENT

WHEREAS By-law No. 87-55, passed on the 24th day of February 1987 established a tariff of fees pursuant to subsection 68(1) of the Planning Act, S.O. 1983, Chapter 1, [now subsection 69(1), of the Planning Act, R.S.O. 1990, Chapter P.13];

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 87-350 on the 8th day of December 1987 to amend By-law No. 87-55 to revise the fees payable for applications to the Committee of Adjustment;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 8 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1992, recommended that By-law No. 87-350 prescribing fees in relation to administrative costs be appropriately amended to establish a stepped schedule of fees in relation to types of applications made to the Committee of Adjustment;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 6 of Table 1 to Section 1 of By-law No. 87-55, as amended, is repealed and the following substituted therefor:

	1991	1992 Apr. 1	1993 Jan. 1	1994 Jan. 1
Variances or Permission ancillary to 1 and 2 family unit uses	$250.00	$250.00	$250.00	$250.00
Variances or Permission (all other)	$250.00	$300.00	$350.00	$400.00

2. In all other respects, By-law No. 87-55, as amended, is hereby confirmed, unchanged.

PASSED this day of A.D. 1992.

City Clerk Mayor

Bill No. C-46

The Corporation of the City of Hamilton

BY-LAW NO. 92-

Respecting:

THE CHIEF BUILDING OFFICIAL AND INSPECTORS APPOINTED UNDER THE BUILDING CODE ACT, R.S.O. 1990, STATUTES OF ONTARIO, CHAPTER B.13

WHEREAS Ontario Regulation 413/90 made on July 27, 1990 and filed on July 30, 1990 in accordance with section 19 of the Building Code Act, established the building code for Ontario;

AND WHEREAS subsection 1 of section 3 of the Building Code Act provides that the council of each municipality is responsible for the enforcement of the Act in the municipality;

AND WHEREAS subsection 2 of section 3 of the Building Code Act provides that each municipality shall appoint a chief building official and such inspectors as are necessary for the purpose of the enforcement of the Act;

AND WHEREAS By-law No. 91-047 passed on the 12th day of March 1991, consolidated previous by-laws into one by-law in view of the changes in inspection staff and appointments;

AND WHEREAS it is desirable to further consolidate into one by-law all changes in inspection staff, appointments and position titles since By-law No. 91-047 was enacted;

AND WHEREAS City Council in adopting section 6 of the 6th Report of the Planning and Development Committee on the 31st day of March 1992, authorized the preparation of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) The following person is appointed chief building official:

Leonard C. King, P. Eng.

(b) The title of the chief building official shall be as follows:

Building Commissioner.

2. (a) The following person is appointed an Inspector:

Peter C. Lampman, P. Eng.

(b) The title of the Inspector appointed under clause (a) shall be as follows:

Deputy Building Commissioner and
Director of Technical Services.

3. The person appointed Inspector under clause (a) of section 2 is hereby appointed chief building official during the absence for any reason of the person appointed chief building official under section 1.

4. (a) The following person is appointed an Inspector:

Brian D. Allick.

(b) The title of the Inspector appointed under clause (a) shall be as follows:

Manager of Field Services.

5. (a) The following person is appointed an Inspector:

Wah-Keun Wong, P. Eng.

(b) The title of the Inspector appointed under clause (a) shall be as follows:

Manager of Customer Services.

6. (a) The following persons are each appointed an Inspector:

Larry W. Harvey

Donald J. Inglis

John Spolnik.

(b) The title of each of the Inspectors appointed under clause (a) shall be as follows:

Supervisor of Field Services.

7. (a) The following person is appointed an Inspector:

Linda Paterson.

(b) The title of the Inspector appointed under clause (a) shall be as follows:

Supervisor of Customer Services.

8. (a) The following persons are each appointed an Inspector:

Jan Janosik, P. Eng.

Wing S. Lee, P. Eng.

Mudbidri Somasheker Rao, P. Eng.

(b) The title of each of the Inspectors appointed under clause (a) shall be as follows:

Building Engineer 1

9. The following persons are each appointed an Inspector:

Bauwe Bethlehem	Peter Gobbo
John Ivezic	Brian Baxter
Morris Marsalla	Bryan Moon
John Thomas	Douglas Clark
Rae Ilton	Michael Verboom
Steven Kuczerepa	Gene Penko
Michelle Oproiu	Natalie Gould
Russell J. Dorr	Glen McCrory
Sandra Tucker	William Dupont
Alexander Fedora	Frank Peter
Charles Hewitt	Nancy Rahjer
Ronald Doucet	Christine Hey
Gary Daly	Monica Melnick
John Lane	Richard Kuipers
Ken Edgar	Debbie Eydt
Rex Mansell	George Caetano
Michael Shepherd	George Robis
Steve Teal	Sylvia Bishop
Gail Nolan	Douglas Pickard

10. (a) The following person is appointed an Inspector:

Thomas Redmond, P.Eng.

(b) The title of the Inspector appointed under clause (a) shall be as follows:

Chief Building Engineer.

11. By-law No. 91-047 is hereby repealed.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 6 R.P.D.C. 6, March 31

Bill No. *H-20*

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Require:

THE INSTALLATION OF SMOKE ALARMS AND EMERGENCY LIGHTING

WHEREAS Section 210 of the Municipal Act, R.S.O. 1990, Chapter M.45 provides that the City of Hamilton is authorized to pass by-laws,

31. For providing...fire protection services...

44. For requiring buildings...to be put in a safe condition to guard against fire or other dangerous risk or accident.

46. For authorizing appointed officers to enter at all reasonable times upon any property in order to ascertain whether the provisions of the by-law are obeyed, and to enforce or carry into effect the by-law.

49. For making such other regulations for preventing fires and the spread of fires as the council considers necessary;

AND WHEREAS The City of Hamilton Act 1991, Bill Pr53 which authorizes the Council of The Corporation of the City of Hamilton to enact by-laws to require owners of buildings containing residential occupancies to install smoke alarms and emergency lighting received Royal Assent on the 19th day of December 1991.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

Definitions 1. In this by-law,

(a) "basement" means any storey below the first storey measured from the top of each floor to the top of the floor next below;

(b) "City" means The Corporation of the City of Hamilton;

(c) "dwelling unit" means a room or suite of rooms operated as a housekeeping unit that is used or intended to be used as a domicile by one or more persons and that contains at least one or more of the following facilities: cooking, eating, living, sleeping or sanitary facilities;

(d) "Fire Chief" means the Chief of the Fire Department of the City;

(e) "Fire Prevention Inspector" means a member of the Fire Prevention Division of the Fire Department of the City and includes the Fire Chief and any other member of the Fire Department designated by the Fire Chief;

(f) "occupant" means any person, firm or corporation who is jointly responsible with the owner in respect of the property under consideration over which the occupant has control;

(g) "owner" includes any person, firm or corporation for the time being managing or receiving rent for the land or premises in connection with which the word is used, whether on his own account or as an agent, trustee or representative, or any other person who would so receive the rent if such land were leased including an owner, occupier, or any person to whom rent is payable;

(h) "residential occupancy" means the occupancy or use of a building or part thereof by persons for whom sleeping accommodation is provided but who are not harboured or detained to receive medical care or treatment or are not involuntarily detained, but does not include second level lodging houses as defined by City of Hamilton By-law No. 80-259;

(i) "smoke alarm" means a battery or electrically powered combined smoke detection device and audible alarm device that,

i) is designed to sound an alarm upon detection of products of combustion; and

ii) is equipped with an indicator which provides a readily visible or audible indication that the device is in operating condition; and

iii) has been approved by the Underwriters' Laboratories of Canada and, where electrically powered, also by the Canadian Standards Association;

(j) "storey" means that portion of a building that is situated between the floor and the ceiling above it.

Application

2. The provisions of this by-law do not apply to buildings which comply with the Ontario Building Code or the retrofit sections of The Fire Code, or buildings regulated by the Hotel Fire Safety Act.

Installation of Smoke Alarms

3. Owners of any building containing a residential occupancy shall install or cause to be installed one smoke alarm in each dwelling unit, and in each sleeping room not within a dwelling unit, in accordance with Sections 5 and 6.

Maintenance of Smoke Alarms

4. Every occupant of a dwelling unit or a sleeping room shall maintain the smoke alarm in operating condition at all times during occupancy in accordance with the manufacturer's instructions.

Installation of Smoke Alarms

5. Every smoke alarm shall be installed on or near the ceiling in accordance with the manufacturer's instructions and shall be located,

(a) between each sleeping area and the remainder of the dwelling unit; or

(b) in the hallway, where a sleeping area is served by a hallway belonging to the dwelling unit; or

(c) in the path of exit travel on any storey not containing a sleeping area; or

(d) in the sleeping area.

Electrically Powered Smoke Alarms

6.(1) Every installed, electrically powered smoke alarm shall be equipped with visual indication that it is in operating condition.

Ibid.

(2) No installed, electrically powered smoke alarm shall have a switch between the smoke alarm and the power distribution panel.

Ibid.

(3) Every installed, electrically powered smoke alarm shall be permanently mounted on a standard outlet box on the ceiling or on the walls between six inches and twelve inches below the ceiling, in accordance with Section 5.

Hallway Smoke Alarms

7.(1) Every owner of a building over three storeys in height containing dwelling units, shall install and maintain electrically powered interconnected smoke alarms in the hallway of every storey of the building, in accordance with the manufacturer's specifications.

Electrically Powered Smoke Alarms

(2) Every installed, electrically powered interconnected smoke alarm shall be equipped with visual indication that it is in operating condition.

Ibid.

(3) No installed, electrically powered interconnected smoke alarm shall have a switch between the smoke alarm and the power distribution panel.

Ibid.

(4) Every installed, electrically powered interconnected smoke alarm shall be permanently mounted on a standard outlet box on the ceiling or on the walls between six inches and twelve inches below the ceiling, in accordance with Section 5.

(5) Every smoke alarm shall be interconnected in a manner so that the activation of one smoke alarm causes all of the smoke alarms to sound.

(6) Every smoke alarm, if technically possible, shall be interconnected with an existing fire alarm system.

Emergency Lighting

8.(1) Every owner of a building over three (3) storeys in height, containing dwelling units, shall install an emergency lighting system in every means of egress serving the residential portion of the building.

(2) The emergency lighting system shall:

(a) provide illumination for at least the period of time prescribed in The Building Code for the classification of the building, (Ontario Regulation 413/90, as amended), and

(b) be supplied by a source of energy which is separate from the primary electrical supply for the building, and

(c) be designed to automatically commence when power to the building is interrupted, and

(d) provide illumination at an average level of at least 10 lux at floor level.

Right of Entry

9. Every Fire Prevention Inspector may, upon the complaint of a person interested, or when the Fire Prevention Inspector considers it necessary to do so, without such complaint, inspect all dwelling units, and for such purpose may at all reasonable hours enter into and upon the building or premises containing the dwelling units for the purpose of examination and ascertaining whether provisions of this by-law have been obeyed and to enforce or carry into effect the by-law.

Inspection and Warrants

10.(1) For the enforcement of any by-law passed under this Act, a Fire Prevention Inspector may, at all reasonable hours, enter any building or premise containing a dwelling unit.

(2) In exercising the power of entry, the Fire Prevention Inspector shall produce his or her identification upon request.

(3) A Fire Prevention Inspector shall not, except under the authority of a warrant issued under subsection (6), enter a place used as a dwelling unit without the consent of the occupier.

(4) A Fire Prevention Inspector may call upon any expert he or she considers necessary to assist in carrying out an inspection.

(5) No person shall hinder or obstruct a Fire Prevention Inspector lawfully carrying out the enforcement of a by-law passed under this Act.

(6) A justice of the peace may issue a warrant authorizing a Fire Prevention Inspector, or an expert, or both, to enter any place if satisfied by information upon oath that,

(a) it is reasonably necessary for the Fire Prevention Inspector, or expert, to enter the place in order to determine whether this Act is being complied with; and

(b) the Fire Prevention Inspector, or expert, have been denied entry or obstructed in their attempt to enter the building or dwelling unit.

(7) A warrant shall specify the hours and days during which it may be executed and name a date on which it expires, which date shall not be later than thirty days after its issue.

(8) A warrant shall be executed between the hours of 7 a.m. and 9 p.m., unless it provides otherwise.

(9) A warrant authorizes the Fire Prevention Inspector, or the expert,

(a) to use whatever force is necessary to execute the warrant; and

(b) to call on police officers as necessary to assist in executing the warrant.

11. (1) Where a Fire Prevention Inspector ascertains that an owner has not complied with Section 3, Section 5, Section 6, Section 7, or Section 8, the Fire Prevention Inspector may serve a notice personally or by registered mail upon the owner at the owner's last known address, requiring the owner to comply, and where service is by registered mail, the service shall be deemed to have been made on the fifth day after the date of mailing.

Ibid. (2) Where a Fire Prevention Inspector ascertains that an occupant has not complied with Section 4, the Fire Prevention Inspector may serve a notice to comply in writing, personally or by registered mail upon the occupant, requiring the occupant to comply, and where service is by registered mail, the service shall be deemed to have been made on the fifth day after the date of mailing.

Content of Notice 12. The notice to comply shall contain the following information:

1. Name and address of person upon whom notice is served.

2. Address of premises.

3. Reasonable particulars of the requirements of this by-law respecting which there is non-compliance and the provisions of this by-law relating thereto.

4. A requirement that the person served shall remedy the non-compliance forthwith.

Penalty 13.(1) Every person who fails to remedy the non-compliance set out in the notice to comply on or before the specified date is guilty of an offence and upon conviction is liable to the penalty specified in Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.

(2) Any person who hinders or obstructs a Fire Prevention Inspector is guilty of an offence and upon conviction is liable to the fine specified in Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.

Commencement 14. This by-law comes into force and effect on the 1st day of January 1993.

Short Title 15. The short title of this by-law is "The Smoke Alarm By-law"

PASSED this day of A.D. 1992.

City Clerk Mayor

Bill No. H-21

BY-LAW NO. 92 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 31ST DAY OF MARCH A.D., 1992.

WHEREAS by Section 9 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of A.D. 1992

CITY CLERK **MAYOR**

URBAN/MUNICIPAL
CA4 ON HBL A05
A31 1992

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1992 April 14
7:30 o'clock p.m.
Council Chambers, City Hall

URBAN MUNICIPAL
APR 13 1992
GOVERNMENT DOCUMENTS

AGENDA

1. Opening Prayer

Reverend Kelvin Honsinger
Mission Services of Hamilton

2. Presentations

(a) Committee of Adjustment Membership Recognition - Certificate of Appreciation - Francis Rocchi

(b) Third Annual Public Service Announcement Competition - Awards of Merit - Corinne Lye and Nancy Olah

(c) The Television Broadcasting Programme of Mohawk College of Applied Arts and Technology - Certificate of Recognition

3. Proclamations

(a) Memorandum of Co-operation and Understanding regarding the Hamilton Military Museum of the City of Hamilton and the Canadian War Museum

(b) Ontario Federation of Home and School Association Week - 1992 April 20 - 26

(c) National Citizenship Week - 1992 April 12 - 18

4. **Minutes**

   (a) 1992 March 31

5. **Petitions and Correspondence**

6. **Reports of the Standing Committees**

   (a) Transport and Environment Committee

   (b) Parks and Recreation Committee

   (c) Planning and Development Committee

   (h) Finance and Administration Committee

7. **Notices of Motion for Next Meeting**

8. **First Reading of the Bills**

9. **Second Reading of the Bills - Committee of the Whole**

10. **Third Reading of the Bills**

11. **Question Period**

12. **Adjournment**

MINUTES

Hamilton City Council
1992 March 31
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met.

Present: Mayor Robert M. Morrow

Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, Merling, Charters, Anderson, Ross, D'Amico.

Absent: Alderman V. Agro - vacation
Alderman G. Copps - illness

Father Charlie Gallea, St. Lukes Roman Catholic Church led the Council in prayer.

* * * * * * * * * * * * * * * *

Mayor R. Morrow presented a civic gold retirement ring to Brian Hinkley, in recognition of being a former member of Hamilton City Council.

Mayor R. Morrow presented civic gold pins to members of the St. Thomas More Girls' Field Hockey Team in recognition of winning the 1991 Provincial Highschool Championships.

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Mayor R. Morrow proclaimed the following:

"Parkinson Disease Awareness Month" 1992 April

"National Wildlife Week" 1992 April 5 - 11

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The minutes of the meetings held 1992 March 10 and March 19 were taken as read and approved.

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Correspondence:

1. Resolution dated 1992 March 4 from the City of Peterborough respecting an amendment to the Fire Act.

Referred to the Finance and Administration Committee.

2. Letter dated 1992 March 18 from Rainy Gaglani, R. R. No. 5, Hagersville, Ontario respecting a modification in zoning to the "C" (Urban Protected Residential, etc.) District for 121 Ivon Avenue, Hamilton, Ontario.

Received.

3. Letter dated 1992 March 18 from Hillcrest Masonic Temple Corporation, 201-100 King Street West, Hamilton, Ontario respecting a modification in zoning to the "C" (Urban Protected Residential, etc.) District for 257-261 Mohawk Road West, Hamilton, Ontario.

Received.

4. Letter dated 1992 March 10 from Ivory's, 25 Hess Street South, Hamilton, Ontario respecting a modification in zoning to the "E-3" (High Density Multiple Dwellings) District for 25 Hess Street South, Hamilton, Ontario.

Received.

5. Letter dated 1992 March 10 from Rabindranath Ghosh and Urmila Ghosh, 150 Maple Drive, Stoney Creek, Ontario respecting a modification to the "C" (Urban Protected Residential, etc.) District for property at 160 Sherman Avenue South, Hamilton, Ontario.

Received.

6. Petition dated 1992 March 30 signed by Members of the Senior Citizens Council regarding Sackville Senior Citizens Plaque.

Referred to the Parks and Recreation Committee.

* * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Wilson that the reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee and the Finance and Administration Committee, be now considered in Committee of the Whole.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: -0. **CARRIED.**

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PARKS AND RECREATION COMMITTEE - SIXTH REPORT

Section 6 Re: PLAQUE COMMEMORATIANG THE OPENING OF SACKVILLE HILL SENIORS' RECREATION CENTRE

It was moved by Alderman Jackson and seconded by Alderman Morelli that section 6 of the Sixth Report of the Parks and Recreation Committee be referred back. **CARRIED.**

* * * * * * * * * * *

Section 10 Re: Selling of Beer and Food - Gourley Park Community Association - Three Pitch Tournament

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Alderman Jackson -1. **CARRIED.**

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Section 11 Re: Selling of Beer - Hamilton and District Ladies Industrial Softball League - Globe Park

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Alderman Jackson -1. **CARRIED.**

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Section 12 Re: Selling of Beer - Hamilton Street Railway Slo-Pitch Team - Globe Park

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Alderman Jackson -1. **CARRIED.**

PLANNING AND DEVELOPMENT COMMITTEE - SIXTH REPORT

Section 15 Re: Maurice C. Carter Holdings Limited, Zoning Application 91-61

It was moved by Alderman McCulloch and seconded by Alderman Charters that Section 15 of the Sixth Report of the Planning and Development Committee be deleted and replaced with the following:

15. That approval be given to amend Zoning By-law No. 6593 by permitting Zoning Application 91-61, Maurice C. Carter Holdings Limited, owner for a change in zoning from "H" (Community Shopping and Commercial) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified to permit a multiple family residential development having a maximum gross floor area ratio of 2.0 for Blocks "1", "2" and "3", and a modification to the "H" (Community Shopping and Commercial) District, modified to prohibit any buildings or structures on Blocks "4" and "5", in accordance with the concept plan as shown on the attached APPENDIX "G", for property located within the block bounded by Cannon Street East, Elgin Street, Barton Street East and Ferguson Avenue, shown as Blocks "1", "2", "3", "4" and "5" on the map marked as APPENDIX "F" on page C-14, on the following basis:

    i) That the City Solicitor, in consultation with the Building Commissioner, Director of Local Planning and Director of Traffic Services, be directed to prepare an appropriate Zoning By-law Amendment for presentation to City Council on the basis that the subject lands may be divided into three parcels.

    ii) That final Site Plan Approval on the subject lands be withheld until:

        a) notification is received from the Ministry of Environment that the decommissioning process has been satisfactorily completed; and

        b) the applicant/owner has placed a warning clause on title as per CN's requirement, to the satisfaction of the City Solicitor. **CARRIED.**

* * * * * * * * * * *

Section 17 Re: 15 Gerrard Street

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Section 17 of the SIXTH Report of the Planning and Development Committee be added in its entirety as follows:

17. (a) That the Director of Property be authorized to submit a formal tender for the purchase of property known as 15 Gerrard Street, Hamilton which is required in conjunction with the Alpha West Residential Enclave Clearance Program at the sale of this property for tax arrears by the City Treasurer. The tender shall be on the prescribed form required by the Municipal Tax Sales Act.

(b) That the City Treasurer be authorized to issue a certified cheque for 20% of the tender amount as is required by the Municipal Tax Sales Act to be submitted with the tender application. The deposit cheque along with the remaining monies owed upon a successful tender bid be charged to Account Number CF 5590 30875001 (Land Acquisition - Enclave Clearance Program). **CARRIED.**

CITY OF HAMILTON LICENSING COMMITTEE - SECOND REPORT

FINANCE AND ADMINISTRATION COMMITTEE - EIGHTH REPORT

Section 22 Re: Lease Agreement - Canadian Football Hall of Fame and Museum Management Committee and the Press Club

Alderman Drury declared personal interest, took no part in the debate and refrained from voting on this matter. Alderman Drury is a member of the Press Club.

* *

It was moved by Alderman Kiss and seconded by Alderman Jackson that Alderman D. Wilson be appointed Acting Mayor for the Month of April, 1992. **CARRIED.**

* *

It was moved by Alderman Kiss and seconded by Alderman Wilson that the Report of the Committee of the Whole on the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, and the Finance and Administration Committee, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -13.

NAYS: -0. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Wilson that the following Bills be now read a first time:

C-40, C-41, C-42, C-43, C-44, C-45, C-46.
H-20, H-21.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -12.

NAYS: -0. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Wilson that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

C-40, C-41, C-42, C-43, C-44, C-45, C-46.
H-20, H-21.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: -0. **CARRIED.**

* * * * * * * *

Consideration of the Bills (second reading).

* * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Wilson that the Report of the Committee of the Whole on the following Bills, be adopted. -

C-40, C-41, C-42, C-43, C-44, C-45, C-46.
H-20, H-21.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -12.

NAYS: -0. **CARRIED.**

* * * * * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Wilson that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

C-40, C-41, C-42, C-43, C-44, C-45, C-46.
H-20, H-21.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -12.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 8:45 o'clock p.m.

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J. J. Schatz, City Clerk
1992 March 31

CORRESPONDENCE

Correspondence:

1. Resolution dated 1992 March 31 from the Canadian Housing and Renewal Association regarding support of the Canadian Housing and Renewal Association's efforts to keep a viable social housing sector in place.

Recommendation: **Be Referred to the Finance and Administration Committee.**

2. Application dated 1992 March 30 from 815488 Ontario Inc. (Nella Bradt), Hamilton, Ontario for a modification to the "DE-3" (Multiple Dwellings) District for 1486 to 1495 Upper Gage Avenue, Hamilton, Ontario.

Recommendation: **Be Received.**

Canadian Housing Habitation Canadienne
Canadian Housing and Renewal Association/Association canadienne d'habitatio

1.

March 31, 1992

His Worship Mayor Robert Morrow,
City of Hamilton,
71 Main Street West,
Hamilton, Ontario
L8N 3T4

The Canadian Housing and Renewal Association is a national voluntary organization representing those who manage and deliver housing programs in communities across Canada. Our members typically reflect a cross-section of people engaged in housing policy, management and delivery activity as well as politicians, planners, consultants, builders, tenants, and other interested in the field. Our mission is to promote access to adequate and affordable housing by supporting the efforts of our members through publications, research, training and action in common to seek government policy change. We are seeking the assistance of your municipal council to support CHRA's efforts to keep a viable social housing sector in place.

It is clear from recent events relating to the constitution and the Federal budget that the whole strategy associated with social housing over the past two decades is now up for review. Unless Canada's social housing providers can position themselves successfully for the 1990s, the prospects are for continuing pressure on a variety of fronts, and for potential loss of much that has been achieved. To achieve an effective strategy will call for reconsideration of what is being done now by social housing providers, as well as lobbying against the recent Federal social housing budget cuts. We also realize that it is not enough just to repeat large housing need numbers without showing more effective ways in which they can be reduced.

Accordingly, CHRA is proposing a three-step process to carry out a review of the Federal role and the longer-term strategy for social housing:

- a roundtable session in early May to review a series of options presented in an advance Discussion Paper (members of the FCM Housing Task Force will be invited);
- development of a position at the 1992 Canadian Housing and Renewal Congress in Montréal;
- action by the whole range of those with an interest in affordable housing based on this position.

304-251 Laurier Avenue West
Ottawa, Ontario K1P 5J6
Tel: (613) 594-3007
Fax: (613) 594-9596
304-251 avenue Laurier ouest
Ottawa (Ontario) K1P 5J6

The Federation of Canadian Municipalities' Board of Directors endorsed CHRA's efforts at its recent Board of Directors meeting in Campbell River, British Columbia. We therefore ask that your representative at the FCM Annual Meeting be encouraged to take part in the general debate on social housing at the opening session of the CHRA Annual Congress.

Both meetings are taking place at the Queen Elizabeth Hotel in Montréal. The FCM Annual Meeting is from June 5 - 8, 1992 and the CHRA Annual Congress is from June 10 - 13, 1992. For your information, we have enclosed the CHRA congress program.

In the meantime, we cannot remain silent or it may be taken for assent to the cuts and to a withering away of the vital Federal role in housing. CHRA is ensuring that all Members of Parliament, Senators, municipal councils, and organizations with an interest in access to affordable housing have a copy of the enclosed resolution developed by CHRA for FCM. We are urging all parties that they consider this resolution and raise the issues posed by it in their sphere of influence. If your municipal council has passed such a resolution or is considering such a resolution in the near future, we ask that a copy be sent to CHRA.

Thank you for your consideration of this request. If you have any questions or concerns regarding CHRA's strategy, please do not hesitate to contact CHRA Executive Director Sylvia Haines at (613) 594-3007.

Bill Todd,
President

DRAFT RESOLUTION

WHEREAS the latest Federal budget has slashed the planned commitments for social housing for 1992 from 12445 units to only 8216 units, a decline of 34%; and

WHEREAS the rate of Federal withdrawal from social housing programs has accelerated alarmingly from a 52% decline in the ten years between 1980 and 1990 (from 31,392 units to 15,130) to an almost comparable decline in only two years since then (down 46% since 1990); and

WHEREAS this reduction includes the complete cancellation of the Co-operative Housing Program which provides an alternative to the standard form of rental tenure; and

WHEREAS this decline in social housing allocations represents a tremendous loss of employment opportunities (in the order of 11,000 jobs) at a time when the housing industry is facing severe difficulties;

WHEREAS there are 880,000 renter households in Canada in core housing need and whose housing needs are unable to be served by the private market; and

WHEREAS there are more than 75,000 households on waiting lists for social housing in thirteen of the big cities alone and probably close to 200,000 households on waiting lists nationally (it is estimated that there are over 100,000 households on the waiting lists in Ontario alone); and

WHEREAS Canadians should have the right to adequate and affordable housing; and

WHEREAS a strong Federal presence in housing programs is essential to ensure equality of access to affordable housing by all Canadians; and

WHEREAS devolution of housing responsibility to the Provinces inevitably results in further devolution to municipalities whose revenue base cannot support ongoing housing operating subsidy costs and which are presently facing extraordinary financial pressures themselves as a result of declining transfer payments; and

THEREFORE BE IT RESOLVED that the communicate by telegram to the Prime Minister of Canada and area MPs its dismay at the disregard shown for the low and moderate income households in this country who are either trying to manage on some type of social assistance or pension or working on limited wages that do not permit access to adequate and affordable housing in the private market; and

BE IT FURTHER RESOLVED that the in the same communication request the Prime Minister to rescind this reduction to the social housing programs and, as a minimum, restore the allocations, including the Co-operative Housing Program to the planned level of commitment and further, that the Federal Government convene a meeting of federal and

provincial housing ministers and officials and representatives of the Federation of Canadian Municipalities, the Canadian Housing and Renewal Association, the Co-operative Housing Federation of Canada and the Canadian Home Builders Association to address the issue of the future funding of social housing programs.

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FIFTH** Report for 1992 and respectfully recommends:

1. That the proposed art work representing clouds on each triangular part of the high roof of the new Traffic Operations Centre at 1375 Upper Ottawa Street, Hamilton be deleted at an estimated savings of $15,000.00.

2. That an Offer to Purchase duly executed by Chris J. and Gwen A. Rhora on 1992 March 24, and scheduled to close within sixty (60) days of the enactment and registration of a by-law to stop up, close and sell the public walkway extending from Larch Street to Northgate Avenue, said lands are more particularly described as having a frontage of 3.04 metres (10 feet) more or less, along the northerly limit Larch Street, by a depth of 37.82 metres (124.08 feet) more or less, and comprising a total area of 115.27 square metres (1,240.8 square feet) more or less, designated as Parts 1, 2, 3 and 4 on Registered Plan 62R-8822, be approved and completed and funds derived from this sale of $1.00 be credited to Account No. CH4X501 00102 (Sale of Lands - Reserve for Property Purchases).

3. (a) That an Offer to Purchase duly executed on 1992 March 2 by Micor Developments Inc. (Michael Corrado, President), and scheduled to close sixty (60) days after the enactment and registration of a by-law to stop up, close and sell the public walkway extending from Rymal Road East to Eaglewood Drive, said lands are more particularly described as having a width of 3.05 metres (10.0 feet) more or less, along the northerly limit of Rymal Road East, by a depth of 42.67 metres (139.99 feet) more or less, comprising a total area of 130.14 square metres (1,400.86 square feet) more or less, being the southerly forty-two point six seven metres (42.67 metres, 139.99 feet) of Block 30, Plan 62M-622, be approved and completed and funds derived from this sale of $1.00 be credited to Account No. CH4X501 00102 (Sale of Lands - Reserve for Property Purchases).

(b) That an Offer to Purchase duly executed on 1992 March 3 by Rosa Buonopane, and scheduled for closing sixty (60) days after the enactment and registration of a by-law to stop up, close and sell the public walkway extending from Rymal Road East to Eaglewood Drive, said lands are more particularly described as having a width of 1.52 metres (4.98 feet) more or less along the southerly limit of Eaglewood Drive, by a depth of 30.64 metres (100.52 feet) more or less, and comprising a total area of 46.57 square metres (501 square feet) more or less, being the northerly thirty point six four metres (30.64 metres, 100.52 feet) more or less, of the west half of Block 30, Plan 62M-622, be approved and completed and funds derived from this sale be credited to Account No. CH4X501 00102 (Sale of Lands - Reserve for Property Purchases).

(c) That an Offer to Purchase duly executed on 1992 March 12 by Margarete Barbara Loeffler, and scheduled to close sixty (60) days after the enactment and registration of a by-law to stop up, close and sell the public walkway extending from Rymal Road East to Eaglewood Drive, said lands are more particularly described as having a width of 1.52 metres (4.98 feet) more or less, along the southerly limit of Eaglewood Drive, by a depth of 30.64 metres (100.52 feet) more or less, comprising a total area of 46.57 square metres (501 square feet) more or less, being the northerly thirty point six four metres (30.64 metres, 100.52 feet) more or less, of the east half of Block 30, Plan 62M-622, be approved and completed and funds derived from this sale of $1.00 be credited to Account No. CH4X501 00102 (Sale of Lands - Reserve for Property Purchases).

4. (a) That the following City lands be closed, stopped-up and sold as noted below:

Public Walkway	Block 30, Plan 62M-622

(b) That the by-law to carry out the closing, stopping-up and selling of the foregoing be enacted by City Council.

(c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.

5. (a) That southbound traffic on Ryckman Street be required to stop for eastbound and westbound traffic on Lister Avenue; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

6. (a) That northbound traffic on Clyde Street be required to stop for eastbound and westbound traffic on Wright Avenue; and

(b) That eastbound traffic on Wright Avenue be required to stop for northbound and southbound traffic on Leeming Street; and

(c) That the City Traffic By-law No. 89-72 be amended accordingly.

7. (a) That a "Permit Parking" regulation be implemented on the north side of Clinton Avenue commencing at a point 310 feet west of Lottridge Street and extending to a point 23 feet westerly therefrom; and

(b) That the Director of Traffic Services be authorized to issue one parking permit to Janette Ducharme, No. 93 Clinton Avenue; and

(c) That the City Traffic By-law No. 89-72 be amended accordingly.

8. (a) That a "Three Hour Parking Time Limit, 24 hours a day, 7 days a week" regulation be implemented on the north side of Peter Street between Pearl Street North and Ray Street North; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

9. (a) That a "One Hour Parking Time Limit, 24 hours a day, seven days a week" regulation be implemented on the west side of Emerald Street North commencing at Shaw Street and extending to a point 99 feet southerly therefrom; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

10. (a) That the existing "No Parking" regulation on the west side of Magill Street commencing at a point 372 feet south of Barton Street West and extending to a point 20 feet southerly therefrom be rescinded; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

11. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of Hart Place commencing at Crawford Drive and extending to the westerly end of Hart Place; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

12. (a) That unrestricted parking be allowed on both sides of Mary Street between Cannon and Robert Streets in place of the existing "Alternate Side Parking" regulation; and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

13. (a) That in accordance with the request by the Hamilton Street Railway Company:

i. The following new bus route be approved:

Route 4 Bayfront/Nash

Inbound and Outbound - Depew Street from Beach Road to Industrial Drive.

ii. the following new bus stops be approved:

Route 4 Bayfront/Nash

Inbound	-	Depew Street, west side, 86 feet south of south curb line of Industrial Drive (F/S),
Inbound	-	Depew Street, west side, 30 feet north of the north curb line of Burlington Street East (N/S),
Outbound	-	Depew Street, east side, 36 feet south of the south curb line of Burlington Street East (N/S),
Inbound	-	Depew Street, west side, 119 feet north of the north curb line of Gertrude Street (N/S),
Outbound	-	Depew Street, east side, 141 feet south of the south curb line of Gertrude Street (N/S),
Inbound	-	Depew Street, west side, 19 feet north of the north curb line of Beach Road (N/S); and

(b) That the City Traffic By-law No. 89-72 be amended accordingly.

14. (a) That the implementation of the following measures, on a temporary basis during the period of reconstruction of Main Street West, be authorized:

i. install a temporary traffic signal at the intersection of King Street West and Haddon Avenue;

ii. permit two lanes to turn from northbound to eastbound from Haddon Avenue to King Street West;

iii. prohibit northbound to westbound movements from Haddon Avenue to King Street West;

iv. prohibit northbound to northbound movements from Haddon Avenue to Haddon Avenue;

v. prohibit southbound to eastbound movements from Haddon Avenue to King Street West;

vi. prohibit eastbound to northbound movements from King Street West to Haddon Avenue; and

vii. permit westbound to southbound movements from the second lane from the north curb on King Street at Dalewood Avenue;

viii. permit eastbound to southbound movements from in two lanes King Street West to Paradise Road South; and

ix. request the Chief of Police to amend the "No Parking" and "No Stopping" signs as required to maintain the orderly flow of traffic.

(b) That an appropriate by-law be prepared to amend By-law No. 89-72.

15. (a) That, in accordance with By-law No. 89-72, L.P. Services be given an Annual Overload Permit for the year 1992 for one (1) tractor trailer to travel upon Depew Street, Birge Street, Burland Crescent, Industrial Drive, Burlington Street, Wellington Street, Victoria Avenue and Parkdale Avenue, Hamilton; and

(b) That 17% of the carrying fee of $833.00 or $142.00 be credited to City Account No. 25827011 (Overload Permit Fees) and that 83% or $691.00 be credited to Regional Account No. 46025 301502.

16. (a) That the following City lands be incorporated into the City streets listed below:

Goulding Avenue	Reserve "E"	Registered Plan No. 1308
Kelly Street	Part 9	Plan 62R-12040
Elgin Street	Part 4	Plan 62R-12040
Acadia Drive	Parts 18 and 19	Plan 62R-10529

(b) That the by-law to carry out the incorporation of the said lands into the foregoing streets be enacted by City Council.

(c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.

17. (a) That approval be given to transfer Parts 3 and 4 on Plan 62R-10628 located in front of No. 116 and No. 112 Chesley Street, Hamilton to the former owner for $1.00, as these lands conveyed to the City for road widening purposes through severance, are no longer required.

(b) That the Director of Property be authorized and directed to prepare the necessary Offer(s) of Purchase and Sale.

(c) That the City Solicitor be authorized and directed to prepare the deed or deeds conveying the aforementioned parts from the City to the owner(s) of Parts 1 and 2 on Plan 62R-10628.

18. (a) That the submitted schedule of works be adopted for inclusion in the Subdivision Agreements with the Owner for the estimated cost of services in:

"ORCHARD PARK ESTATES ADDITION", Hamilton

City's Share - $4,175.00 Subdivider's Share - $35,083.00

(b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the Owner of "Orchard Park Estates Addition" subdivision.

(c) That approval of the above clauses be subject to the condition that no work be commenced until the Final Plans and Subdivision Agreements have been registered.

(d) That in the event the Subdivider wishes to proceed prior to the registration of the Final Plan and Subdivision Agreements, they should be allowed to do so at their own risk provided they enter into a standard agreement for pre-servicing.

(e) That the City's Share of the cost of services in "Orchard Park Estates Addition" ($4,175.00) be approved, and that the Finance and Administration Committee recommend the source of funding for this project.

(f) That the Final Plan of Subdivision for "Orchard Park Estates Addition" not be released for registration until the Final Plan for "Harbottle Estates" has been registered.

19. (a) That the Commissioner of Transportation/Environmental Services be authorized and directed to issue purchase orders, on behalf of the City of Hamilton, for maintenance costs for automatic protection at level crossings, as follows:

CN Rail	-	$61,900.00
CP Rail	-	$95,000.00

(b) That the expenditures be charged to Account No. CH57408 52010.

20. (a) That authority to apply to the Ontario Court (General Division) for a Judge's Order to close a portion of the east-west alley in the block bounded by Delaware Avenue, Stinson Street, Wentworth Street and Grant Avenue, be rescinded.

(b) That the City Solicitor be authorized to have the Court Application No. 31059/91 for the said closure dismissed.

(c) That the Regional Municipality of Hamilton-Wentworth be informed that the application for Judge's Order to approve this closure will not proceed.

21. (a) That approval be granted to the request from the Ministry of Transportation of Ontario for an exemption from Noise By-law No. 79-292 during the widening of the Queen Elizabeth Way between Highway 20 to Pinelands Avenue.

(b) That the Noise Control Officer for the City of Hamilton in conjunction with the Ministry of Transportation of Ontario monitor and investigate all noise complaints that arise during the widening of the Queen Elizabeth Way.

22. (a) That, as provided for in the 1992 portion of the 1992 - 1996 Capital Budget, the construction of the following projects proceed as local improvements pursuant to Section 12 of the Local Improvement Act:

i. Beaverton Avenue from Upper Sherman Avenue to Acadia Drive (north side only) - sidewalks and curbs at an estimated gross cost of twenty-three thousand, four hundred dollars ($23,400.00), City's share (Nil), Owner's Share ($23,400.00).

ii. Beaverton Avenue from Upper Sherman Avenue to Acadia Drive - roadway only at an estimated gross cost of one hundred and thirteen thousand, one hundred dollars ($113,100.00), City's Share ($31,691.62), Owner's Share ($81,408.38).

iii. Acadia Drive from Butler Drive to approximately 50 metres southerly (west side only) - sidewalks and curbs at an estimated gross cost of seven thousand, five hundred dollars ($7,500.00), City's Share ($650.00), Owner's Share ($6,850.00).

iv. Acadia Drive from Butler Drive to approximately 50 metres southerly - roadway only at an estimated gross cost of twenty-two thousand, five hundred dollars ($22,500.00), City's Share ($2,430.00), Owner's Share ($20,070.00).

v. Acadia Drive from approximately 128 metres south of Butler Drive to approximately 77 metres southerly (west side only) - sidewalks only at an estimated gross cost of nine thousand, two hundred dollars ($9,200.00), City's Share ($3,040.00), Owner's Share ($6,160.00).

(b) That the Finance and Administration Committee be requested to recommend a source of funding for this Capital Project; and,

(c) That the Senior Director of Roads be authorized to construct these works on behalf of the City once all of the necessary approvals have been received; and,

(d) That the City Clerk and Acting City Treasurer be directed to give the necessary notice of City Council's intention to undertake these works.

23. (a) That the construction of a combined concrete sidewalk and curb on the south side of Carling Street from Macklin Street to approximately 98 metres easterly proceed as a local improvement pursuant to Section 11 of the Local Improvement Act at an estimated gross cost of seventeen thousand, five hundred dollars ($17,500.00) as provided in the 1992 portion of the 1992 - 1996 Capital Budget with a City's Share of ($7,274.32) and an Owner's Share of ($10,225.68); and,

(b) That the Finance and Administration Committee be requested to recommend a source of funds for this Capital Project; and,

(c) That the Acting Director of Public Works be authorized to construct these works once all of the necessary approvals have been received.

24. That a purchase order be issued to Provincial Traffic Signs (Ontario) Ltd., Port Perry, in the amount of $112,423.46 including taxes, for the supply and delivery of Sign Blanks during 1992, being the lowest of three tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Traffic Sign Materials Account No. 56154 75999.

25. (a) That, upon receipt of Ontario Municipal Board approval, a purchase order be issued to Disposal Management of Canada Inc., Hamilton in the amount of $155,150.00 per year, including GST, for a five year term, being the lowest of eight proposals received for the Collection of Bulk Garbage in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal.

(b) That the City Solicitor be authorized to obtain Ontario Municipal Board approval of the awarding of this contract as it exceeds the term of this present Council.

(c) That a contract be entered into satisfactory to the City Solicitor.

(d) That this expenditure be financed through Garbage Collection Account No. CH60301 56319.

(e) As Ontario Municipal Board approval process should commence as soon as possible and there is only one Committee meeting this month, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Chairman, the Chief Administrative Officer and that any action taken under this provision to be reported to the next regular meeting of City Council".

26. (a) That the report of the Director of Property and Acting Director of Public Works dated 1992 March 26, regarding Crown Point West/Stipeley P.R.I.D.E. Programme; Glendale Spinning Mills with respect to the sale of the road allowance (Belview Avenue) to Glendale Spinning Mills for $1.00, copies of which have been distributed to all members of City Council under separate cover, be adopted; and

(b) That staff be authorized and directed to take appropriate action to close the roadway.

27. (a) That barrier type curbs as shown in, "RHS 303 - Independent Curb and Concrete Walk" be used with a 1.0 metre boulevard in all new subdivisions in the City of Hamilton where Engineering Schedules are approved following the adoption of this resolution.

(b) That in those cases where it is not practical or acceptable to construct Barrier Curbs and Independent Sidewalks, the Developer/Subdivider be instructed to construct Mountable Curbs with Combined Sidewalks in order to match existing conditions.

(c) That driveway aprons between curb and sidewalk being constructed in conjunction with Independent Curbs and Sidewalks be constructed with concrete material only, at the expense of the Subdivider/Developer.

(d) That the use of, "RHS 307 Mountable Curb and Gutter" no longer be permitted in the City of Hamilton except where approved by the City Engineer.

(e) That in those cases where Engineering Schedules have previously been approved with Mountable Curbs and Combined Sidewalks, and the Developer/Subdivider has registered and/or signed the Subdivision Agreement, but where sidewalks and curbs have not been constructed, the requirement for the installation of Independent Curbs and Sidewalks as opposed to Mountable Curbs with Combined Sidewalks be pursued on a case by case basis.

28. (a) That in accordance with the Regional Municipality of Hamilton-Wentworth Police Services Board's request, the City agree to assume overnight parking enforcement and tow away functions within the City of Hamilton; and

(b) That four additional Parking Control Officers be approved, effective 1992 May 1, and that these additional positions be funded by revenue increases; and

(c) That the Traffic and Law Departments be directed to investigate and report back on the feasibility of establishing a tow away charge to cover the City's cost for the tow away of abandoned vehicles.

29. (a) That a "No Stopping" regulation be implemented on the west side of Columbia Drive, commencing at the easterly intersection of Bendamere Avenue and extending to a point 76 feet northerly therefrom; and

(b) That a "No Stopping" regulation be implemented on the west side of Columbia Drive, commencing at the easterly intersection of Bendamere Avenue and extending to a point 52 feet southerly therefrom; and

(c) That the existing 178 foot "No Stopping" regulation, implemented by order of the Chief of Police, on the south side of Bendamere Avenue, west of the easterly intersection of Columbia Drive, be shortened, such that the regulation commences at Columbia Drive and extends to a point 100 feet westerly therefrom; and

(d) That the existing "No Stopping, School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the south side of Bendamere Avenue which commences at a point 50 feet west of the easterly intersection of Columbia Drive and extends to a point 80 feet westerly therefrom, be shortened, such that the regulation commences 100 feet west of the easterly intersection of Columbia Drive and extends to a point 40 feet westerly therefrom; and

(e) That the Traffic Department be directed to paint a crosswalk on the north side of Columbia Drive at the easterly intersection of Bendamere Avenue; and

(f) That a School Crossing Guard not be assigned to the easterly intersection of Columbia Drive and Bendamere Avenue; and

(g) That the City Traffic By-law No. 89-72 be amended accordingly.

30. (a) That the proposed 1992 Road and Sidewalk Capital Improvement Programme attached hereto as Appendix "A" in the amount of seven million, eight hundred and twenty thousand dollars ($7,820,000.00) be approved; and

(b) That the Commissioner of Transportation/Environmental Services be authorized to undertake the works on behalf of the City of Hamilton once all necessary approvals have been received.

(c) That Whitney Avenue between Lower Horning Road and Main Street be included in the 1993 Reconstruction Programme (sidewalk and roadway reconstruction) in conjunction with the Region's proposed sewer work.

31. (a) That the Chairperson or his designate be authorized to attend the Air and Waste Management Association 1992 Spring Conference to take place on 1992 April 26 to April 29, Toronto, Ontario.

(b) That costs associated with attending this conference be charged to Aldermen Travel Account No. CH55201 10010.

32. That leave be granted to introduce the following Bills:

(a) **Bill A-29** By-law to Stop-up, Close and Sell Those Portions of Public Walkway, from Eaglewood Drive to Rymal Road East

(b) **Bill A-30** By-law to Incorporate Reserve "E", Registered Plan No. 1308 into Goulding Avenue

(c) **Bill A-31** By-law to Incorporate Part 9, Plan 62R-12040 into Kelly Street

(d) **Bill A-32** By-law to Incorporate Part 4, Plan 62R-12040 into Elgin Street

(e) **Bill A-33** By-law to Incorporate Parts 18 and 19, Plan 62R-10529 into Acadia Drive

(f) **Bill A-34** By-law to Amendment Local Improvement By-law No. 10605 respecting Revised Costs to the Corporation for the Installation of Local Improvements

(g) **Bill A-35** By-law to Authorize the Construction of Local Improvements, by Petition, under Section 11 of the Local Improvement Act, of an Independent Concrete Sidewalk on the East Side of Upper Paradise Road adjacent to St. Thomas More School, 1045 Upper Paradise Road

(h) **Bill A-36** By-law to Amend By-law No. 89-72 to Regulate Traffic

(i) **Bill A-37** By-law to Amend By-law No. 89-72 to Regulate Traffic

Respectfully Submitted,

ALDERMAN H. MERLING, CHAIRPERSON
TRANSPORT AND ENVIRONMENT COMMITTEE

Tina Agnello
Acting Secretary

1992 April 6

Appendix "A" as referred to in Section 30 of the FIFTH Report of the Transport and Environment Committee for 1992

CITY OF HAMILTON
1992 ROAD AND SIDEWALK IMPROVEMENT PROGRAMME

A. Roads and Abutting Sidewalks

STREET	FROM	TO	COMMENTS
Beaucourt Place	Lower Horning	East End	
Beaucourt Road	West End	Lower Horning	in conjunction with sewer work
Centennial Parkway	Vicinity of Arrowsmith Road		road widening
Cline Avenue	Paul	South End	in conjunction with sewer work
Clinton Street	Lottridge	Sherman	in conjunction with sewer work
Cottrill Street	Main	Sanders	reconstruct road and sidewalks
Crestwood Drive	David	David	in conjunction with watermain work
Dalewood Avenue	Westwood	Haddon	in conjunction with sewer work
David Avenue	Fennell	South Bend	in conjunction with watermain work
Duncombe Avenue	East 16th	Holt	reconstruct road and sidewalks
Gary Avenue	Dalewood	Westwood	in conjunction with sewer work
Inchbury Street	York	Florence	in conjunction with sewer work
Lower Horning	Harold	Purvis	in conjunction with sewer work
MacNab Street	Mulberry	Stuart	in conjunction with sewer and watermain work
Malta Drive	Montrose	Dunkirk	reconstruct road and sidewalks
Maple Avenue	King	Ottawa	reconstruct road and sidewalks
Mericourt Road	Lower Horning	Purvis	in conjunction with sewer and watermain work
Montrose Avenue	Kimberly	Rosedale	reconstruct road and sidewalks

STREET	FROM	TO	COMMENTS
Rebecca Street	John	Wellington	in conjunction with sewer and watermain work
Windermere Road	Parkdale	Easterly	asphalt overlay and drainage works
Wood Street	James	Bay	in conjunction with sewer work

B. Sidewalks on Regional Roads

STREET	FROM	TO	COMMENTS
Kenilworth Avenue	Barton	King	both sides
King Street	Main	Keswick	both sides
Main Street	Gary	Hwy 403 bridge (east of Paradise)	both sides
Sherman Avenue	Burlington	Barton	both sides
Upper Ottawa Street	156m South of Fennell	151m North of Mohawk	both sides
Wilson Street	Cathcart	Sanford	both sides

C. Sidewalks (Reconstruction and Repair) with Road Resurfacing

STREET	FROM	TO	COMMENTS
Adair Avenue	Central	Lucerne	road resurface and sidewalk reconstruction
Beach Road	Ottawa	Kenilworth	road resurface, curb and joint repairs (Dofasco cost-sharing)
Charlotte Street	Montrose	North End	road resurface
Dofasco Road	Beach	Kenilworth	road and curb repairs (Dofasco cost-sharing)

STREET	FROM	TO	COMMENTS
Fieldway Drive	Cardinal	East End	road resurface and sidewalk reconstruction
Julian Avenue	Britannia	Roxborough	road resurface and sidewalk reconstruction

D. Sidewalks Only

STREET	FROM	TO	COMMENTS
Emerson Avenue	Ainslie	South End	sidewalk reconstruction (surface-treated road)
Jones Street	Dundurn	West End	sidewalk reconstruction (surface-treated road)
Park Row	King	Main	
Pearl Street	Bold	C.P. Line	surface treated road

E. Miscellaneous Projects

STREET	FROM	COMMENTS
Limeridge Road	Easterly Entrance to Limeridge Mall	construct Traffic Island
Mount Albion	East Side Vicinity of Golf Course	slope Stabilization
Sanatorium Road	North of Scenic Drive, West Side	slope Stabilization
Streetlighting	Various Locations	upgrades in conjunction with oadworks
Pavement Management System	All City Streets	inspection and testing on City streets to develop optimum rehabilitation strategy

F. Supplementary List (Projects to be done if residual funds are available)

STREET	FROM	TO	COMMENTS
East 14th	Inverness	North End	reconstruct road and sidewalks
Warren Avenue	South Bend	Fennell	reconstruct road and sidewalks
Rennie Street	Parkdale	Waterloo	reconstruct road and sidewalks
Nottingham Avenue	Tenth	Winchester	reconstruct road and sidewalks
MacNab Street	Bold	Hurst	reconstruct road and sidewalks
Macauley Street	John	Wellington	reconstruct road and sidewalks
Sanders Boulevard	West Park	Norfolk	reconstruct road and sidewalks

1992 APRIL 06

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **SEVENTH** Report for 1992 and respectfully recommends:

1. (a) That the Portuguese Association of St. Michael the Archangel be granted permission to sell food and alcoholic beverages on the occasion of the Annual Festival of the Holy Spirit, 1992 June 12 - 14 in the Dundurn Park Pavilion, subject to the following terms and conditions:

   (i) Proof of $2,000,000. Comprehensive General Liability Insurance for Property Damage and Bodily Injury, same to be submitted 30 days in advance, naming the City as co-insured.

   (ii) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.).

   (iii) That alcoholic beverages may be served in the confined area of the Pavilion on 1992 June 12 - 13 (12:00 noon to 11:00 p.m.) and Sunday, 1992 June 14 (12:00 noon to 10:00 p.m.) upon receipt of approval of the Liquor Licence Board.

   (iv) That a Special Duty Officer as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.

   (b) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

2. (a) That permission be granted to the Hamilton and District Slo-Pitch Association to sell beer during the occasion of their softball tournament scheduled at Globe Park from 1992 June 4 - 7 under the terms and conditions which include the following:

(i) That proof of $2,000,000. Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.

(ii) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.

(iii) That the Concessionaire be contacted to make the necessary arrangements for the provision of food.

(iv) That the applicant assume responsibility for all labour related costs as a result of this event.

(v) That Special Duty Officers, as may be deemed necessary by the Hamilton-Wentworth Regional Police, be provided at the applicant's expense.

(b) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

3. That permission be granted to the United Way of Burlington, Hamilton-Wentworth, to serve food and alcoholic beverages in the Dundurn Park Pavilion on the occasion of their Annual Meeting being held on 1992 June 11, subject to the following terms and conditions:

(a) That proof of $2,000,000. Comprehensive Liability Insurance for Property Damage and Bodily Injury be provided, same to be submitted 30 days in advance of the event and naming the City as co-insured.

(b) That the applicant assume responsibility for all labour related charges associated with the event (set-up, dismantling, clean-up, etc.).

(c) That alcoholic beverages be served in the confined area of the Pavilion (beer and wine only).

(d) That the applicant adhere to all regulations stipulated by the Liquor Licence Board of Ontario in the provision of alcoholic beverages.

4. That permission be granted to St. Jean de Brebeuf High School Fishing Club to utilize Inch Park Pool from 1992 May 4 - 8 to provide the opportunity for an Urban Fishing Program under the condition that proof of $2,000,000. Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.

5. That the City Solicitor be authorized to prepare a By-law for the establishment of an Elderly Persons Centre for the Sackville Hill Seniors' Recreation Centre for presentation to City Council.

6. That the City of Hamilton confirm its participation in the International Children's Games to be held from 1992 June 18 - 21 in Geneva, Switzerland.

7. That the Director of Culture and Recreation be authorized to pursue the co-ordination of the International Children's Olympics - Canada for the International Children's Games Committee to include Federal and Inter-Provincial Communiques.

8. That purchase orders be issued for Hired Equipment Contractors, Public Works Department, as and when required during 1992, 1993 and 1994, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders and that this expenditure be financed through various approved accounts.

9. That the policies and procedures attached hereto and marked as Appendix "A" entitled "Bocci Court Construction and Maintenance - Policies and Procedures", be approved.

10. That parking passes not be issued to members of City Council for Tiger Cat Football Games but be issued only to a list of persons as provided by the Canadian Football League (C.F.L.) and the Tiger Cat Football Club.

11. That the project funding for the redevelopment of Sam Lawrence Park be reduced from $2,325,000. to $1,969,100. to reflect the deletion of the pedestrian bridge from the project.

Respectfully Submitted,

ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE

Charlene Coutts
Acting Secretary

1992 April 7

BOCCI COURT CONSTRUCTION AND MAINTENANCE POLICIES AND PROCEDURES

Policy: That the development and after-care maintenance of bocci court facilities be administered by the Department of Culture and Recreation in consultation with Public Works - Parks Division regarding matters of location, design, construction and maintenance.

Procedure: The proponent group shall initiate discussions with the Department of Culture and Recreation relative to development of a Bocci Court facility. Dependant upon budgetary constraints, development of new facilities will be scheduled according to a first come first serve basis and construction may proceed in the year following negotiations in accordance with capital budgeting procedures.

Department of Culture and Recreation staff shall co-ordinate meetings between the proponent group and Parks Division relative to such items as:

- location/design (fencing, lighting, storage facility ie. wooden shed or locker, grass landscaping, litter containers)
- ancillary items (picnic tables, benches, floral/shrub plant material), upgraded storage facility ie. concrete prefab structure.
- construction schedule
- maintenance*
- costs

* The proponent organization shall undertake to maintain the grounds, including grass cutting, garden weeding, litter pick-up, court levelling, using material provided by the City ie. lawn mower, maglime, litter containers, rakes and shovels.

Policy: That the proponent user group be required to cost share in the development of any new bocci court in the amount of 50% of costs for ancillary items requested and agreed to by affected parties.

Procedure: Based on the design details agreed upon by the proponent group and City staff, cost sharing amounts will be finalized and confirmed in writing by the proponent group.

The Department of Culture and Recreation will prepare appropriate submissions/reports to the Parks and Recreation Committee for funding and development approval including annualized maintenance costs.

Policy: That wherever possible the development of new bocci court facilities be limited to municipally owned park locations pursuant to the approved 1991 edition of the Parks Expenditure Policies.

Procedures: To overcome jurisdictional conflicts relative to maintenance, liability, programming and ownership the use of Board of Education property for park related purposes other then passive activity should be limited. City staff will work closely with the proponent user group to identify alternate park locations and select a preferred site to the material satisfaction of all parties.

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SEVENTH** Report for 1992 and respectfully recommends:

1. That, provided the Law Department has received signed copies of a Lot Grading Settlement Agreement between Karl and Florence Veritis, Gurnland Development Inc., Glenbury Developments, and The Corporation of the City of Hamilton, and a grading release letter from the homeowners of Lot 19 of the subdivision, the City Tresurer be authorized and directed to reduce the security deposit currently being held for Gurnett Estates - Phase 3 and release the subdivider of same for lot grading obligations under the City Subdivision Agreement.

2. That the Building Commissioner be authorized to issue a demolition permit for 47 Rosemont Avenue.

3. (a) That the Corporation of the City of Hamilton enter into an Easement Agreement incorporating the provisions set out in a draft Agreement (distributed to all members of City Council under separate cover) with Eaton Properties Limited, for the purpose of the City granting to Eatons, an easement to enter onto and use the most northerly portion (333 feet, more or less) of the north-south portion of the MacNab Street Truck Tunnel as a right-of-way for vehicular access only for the purpose of providing access to the shipping and receiving area of the adjacent Eatons Centre and department store. The easement will be enjoyed and used during the balance of the term of the Ground Lease for the Lloyd D. Jackson Square Development, commencing on the execution of this Agreement and expiring on 2069 October 31. The maintenance repair and replacement of the Truck Tunnel shall be shared amongst the users.

   (b) That the Mayor and City Clerk be authorized to execute this Agreement.

4. (a) That the 1992 operating budget of the Concession Street B.I.A. be approved in the amount of eight thousand, four hundred and twenty-five dollars ($8,425); and,

(b) That the City Solicitor be hereby authorized and directed to prepare the requisite by-law pursuant to Section 220 of the Municipal Act, R.S.O. 1991, to levy the 1992 Budget as reference (a) above for presentation to City Council; and,

(c) That the Schedule of Payments for 1992 be as follows:

April	$4,225.00
October	$4,200.00

NOTE: Levy arrears will be deducted from both payments for 1992.

5. (a) That in accordance with the Downtown Action Plan, Phase IV Sanitation Study Recommendations, adopted by City Council on 1988 November 29, the Third Annual Public Service Announcement Competition first and second prizes be awarded to:

1st Place: Nancy Olah for "Letters"
2nd Place: Corinne Lye for "Basket"

(b) That funds be provided from Phase IV of the Downtown Action Plan for first prize at seven hundred dollars ($700), second prize at five hundred dollars ($500) and a donation to Mohawk College Media Studies Department of seven hundred dollars ($700) for development of the videos and use of equipment.

6. That the Fourth Annual Business Development Seminar be held in partnership with the Regional Municipality of Hamilton-Wentworth, Economic Development Department on 1992 October 20 at the Royal Connaught Hotel at a total estimated cost to the City of Hamilton of $5,000. Funds are available within Phase IV of the Downtown Action Plan Account Number CF 5262 428803006.

7. (a) That the City of Hamilton accept the sum of $6,070 as cash payment in lieu of the 5% land dedication in connection with "Claudette Gardens - Phase 2", Hamilton, located west of Garth Street and north of Rymal Road West in the Falkirk East Neighbourhood, being the cash payment required under Section 50 of the Planning Act.

(b) That the City of Hamilton accept the sum of $30,000 as cash payment in lieu of the 5% land dedication in connection with Edan Heights - Phase 2, Hamilton, located west of Upper Sherman Avenue and south of Stone Church Road East in the Butler Neighbourhood, being the cash payment required under Section 50 of the Planning Act.

8. That the City accept the sum of $15,170 as cash payment in lieu of the 5% land dedication in connection with The Gardens of Rymal - Phase 2, Hamilton, located south of Rymal Road East on the east side of Upper Wentworth Street in Chappel East Neighbourhood, being the cash payment required under Section 50 of the Planning Act.

9. (a) That funds be allocated from the Crown Point West/Stipeley Phase II P.R.I.D.E. Programme at a total estimated cost of seventy thousand dollars ($70,000), 50% Provincial and 50% Municipal for the purpose of shifting truck traffic away from Primrose Avenue and on Barton Street on the north by relocating CP Rail's tracks and installing a hard surface for truck access as per Appendix "A" attached; and,

(b) That the Director of the Property Department be authorized to negotiate a 10 year lease with CP Rail for the use of the portion of the CP Right-of-Way to provide this access road around Glendale Spinning Mills to enable trucks to enter Glendale lands from the north to reach their loading facilities on the south and to submit such lease terms to City Council for approval; and,

(c) That the Law Department be authorized to apply for OMB approval of the ten-year lease because of the applicable ongoing annual costs payable to CP Rail that will not be covered under the P.R.I.D.E. Programme.

10. That approval be given to Zoning Application 91-75, Lily Trieu, owner, requesting a modification to the established "D" (Urban Protected Residential - One and Two Family Dwellings) District, to permit a hairdressing business as a "Home Occupation" use within a portion of a dwelling located at 22 Greig Street, as shown on the attached map marked as Appendix "B", on the following basis:

(a) That the "D" (Urban Protected Residential - One and Two Family Dwellings) District regulations as set out under Section 10 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:

(i) That notwithstanding the provisions of Section 2(2)(H)(iii)(f) and (h) of By-law No. 6593, hairdressing shall be permitted as a home occupation on the basis that it is:

(1) carried on by not more than one hairdresser having a principal and permanent place of residence on the premises; and,

(2) provides for not more than one comb-out centre and one hair styling sink.

(ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1268, and that the subject lands on Zoning District Map W-11 be notated S-1268;

(iii) That the City Solicitor be direct to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map W-11 for presentation to City Council; and,

(iv) That the proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

11. That approval be given to Zoning Application 91-81, Joyce Maria Carnicelli and Carriage Gate Homes Ltd., owner, requesting a change in zoning from "AA" (Agricultural) District, to "R-4" (Small Lot Single Family Detached) District (Block "1"), and from "C" (Urban Protected Residential, etc.) District, to "R-4" (Small Lot Single Family Detached) District (Blocks "2" and "3"), to permit small lot single family detached dwellings, for the property located west of Upper Sherman Avenue and south of Stone Church Road East, shown as Block "1", "2" and "3" on the attached map marked as Appendix "C", on the following basis:

(a) That Block "1" be re-zoned from "AA" (Agricultural) District, to "R-4" (Small Lot Single-Family Detached) District;

(b) That Blocks "2" and "3" be re-zoned from "C" (Urban Protected Residential, etc.) District, to "R-4" (Small Lot Single-Family Detached) District;

(c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27C for presentation to City Council;

(d) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

12. That Zoning Application 91-86. J. Kozar, owner requesting a further modification to the "H" (Community Shopping and Commercial, etc.) District regulations, to increase the capacity of the existing residential care facility from 24 to 30 residents, for property located at 1605 Main Street East, as shown on the attached map marked as Appendix "D", be denied, for the following reasons:

(a) One of the prime goals of the Residential Care Facilities By-law is to provide the residents of such facilities with an opportunity to live in an environment that closely approximates a family situation. For this reason, the Residential Care Facilities By-law sets specific capacity limits in each zoning district to protect the residential nature of such facilities. The proposal for a further increase in the capacity by six residents (24 to 30) or 25%, represents a departure from this philosophy and exceeds the permitted capacity of the general "H" District provisions by 50% (30 vs 20);

(b) The proposal to increase the capacity from 24 to 30 residents conflicts with City Council's policy (By-law 91-61), adopted April 9, 1991 to restrict the capacity of this residential care facility to a maximum of 24 residents, instead of 30 residents requested;

(c) Approval of the application would encourage other similar applications which, if approved, would undermine the intent and philosophy of the by-law.

13. (a) That the recommendations contained in the document Executive Summary - 1992 City of Hamilton Municipal Housing Statement Update as amended (distributed to all members of City Council under separate cover) be approved;

(b) That the Clerk be directed to forward the 1992 City of Hamilton Municipal Housing Statement Update to the Regional Municipality of Hamilton-Wentworth for endorsement; and,

(c) That the Minister of Municipal Affairs and the Minister of Housing be advised of City Council's adoption of the recommendations in the 1992 City of Hamilton Municipal Housing Statement Update and be requested to approve the document and forward outstanding grant monies.

14. (a) That the Hamilton Official Plan be amended by adding the following new clause to Subsection C.7 - Residential Environment and Housing Policy:

C.7.8 "Council recognizes the effective functioning of the planning approvals process as an important component to reduce housing cost. Accordingly, Council will, on a bi-annual basis, review the various development application processes in consultation with interested agencies and associations to identify potential constraints and undertake appropriate actions to enure the identified constraints are addressed";

(c) That the Ministry of Municipal Affairs be advised that appropriate measures should be undertaken to reduce the time frame in which Provincial Ministries (e.g., Ministry of the Environment and Ministry of Natural Resources) respond to planning applications; and further that the Ontario Municipal Board reduce the amount of time that elapses between referral of an issue to the Board and the actual hearing date.

15. That approval be given to Official Plan Amendment No. 109 to make text changes to Subsection C.7 - Residential Environment and Housing Policy and Subsection D.9 -Notification and Public Participation Procedure of the Hamilton Official Plan to fulfil the requirements of the Provincial Policy Statement Land Use Planning for Housing, and the City Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton-Wentworth.

16. That leave be granted to introduce the following Bills:

(a) Bill C-47 A By-law to adopt Official Plan Amendment No. 107 respecting Land located at Municipal No. 2371 Barton Street East within the Nashdale Neighbourhood

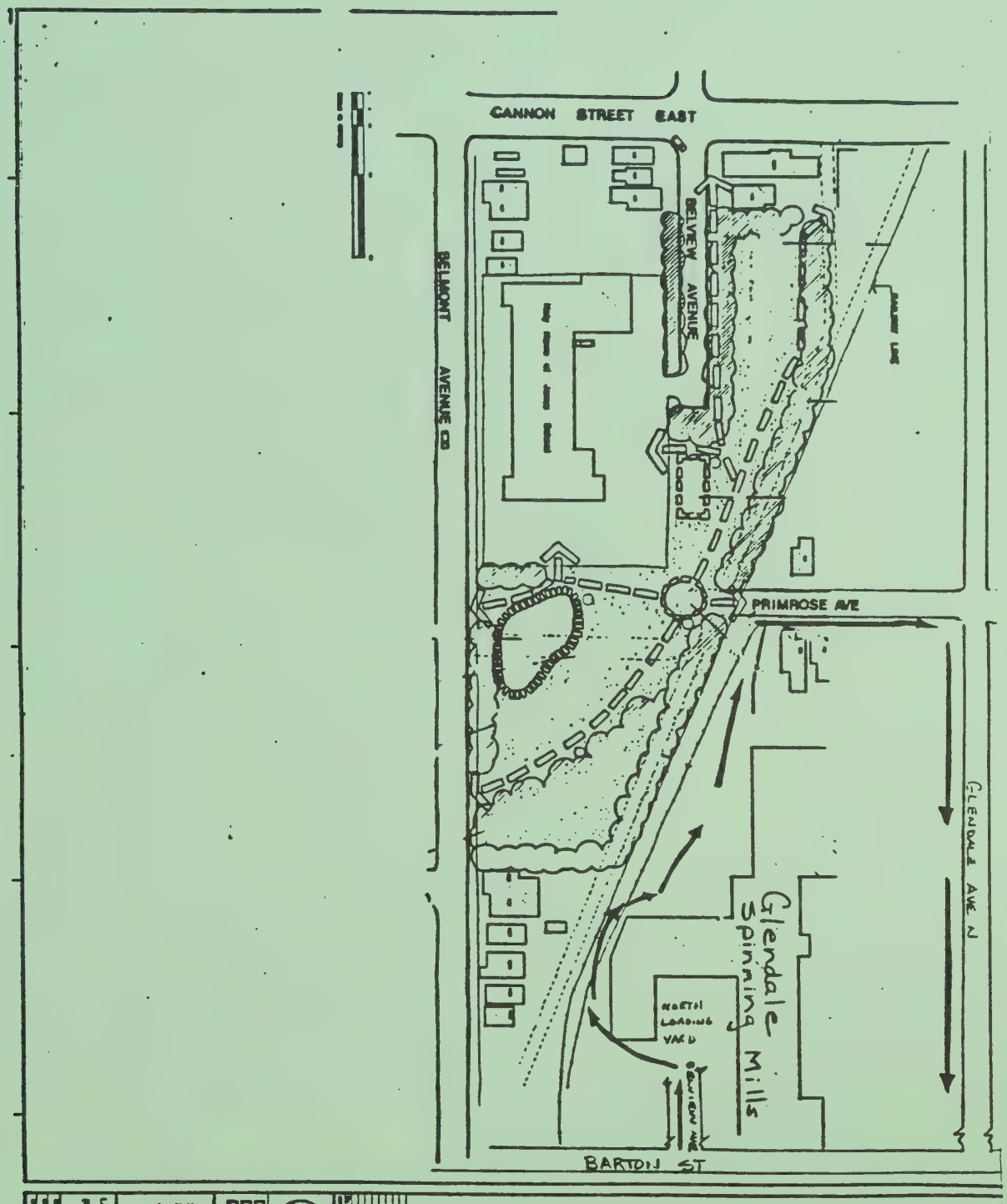
(b) Bill C-48 A By-law to adopt Official Plan Amendment No. 108 respecting land located at Municipal No. 165 Burton Street within the Keith Neighbourhood (Industrial Section "A")

Respectfully submitted,

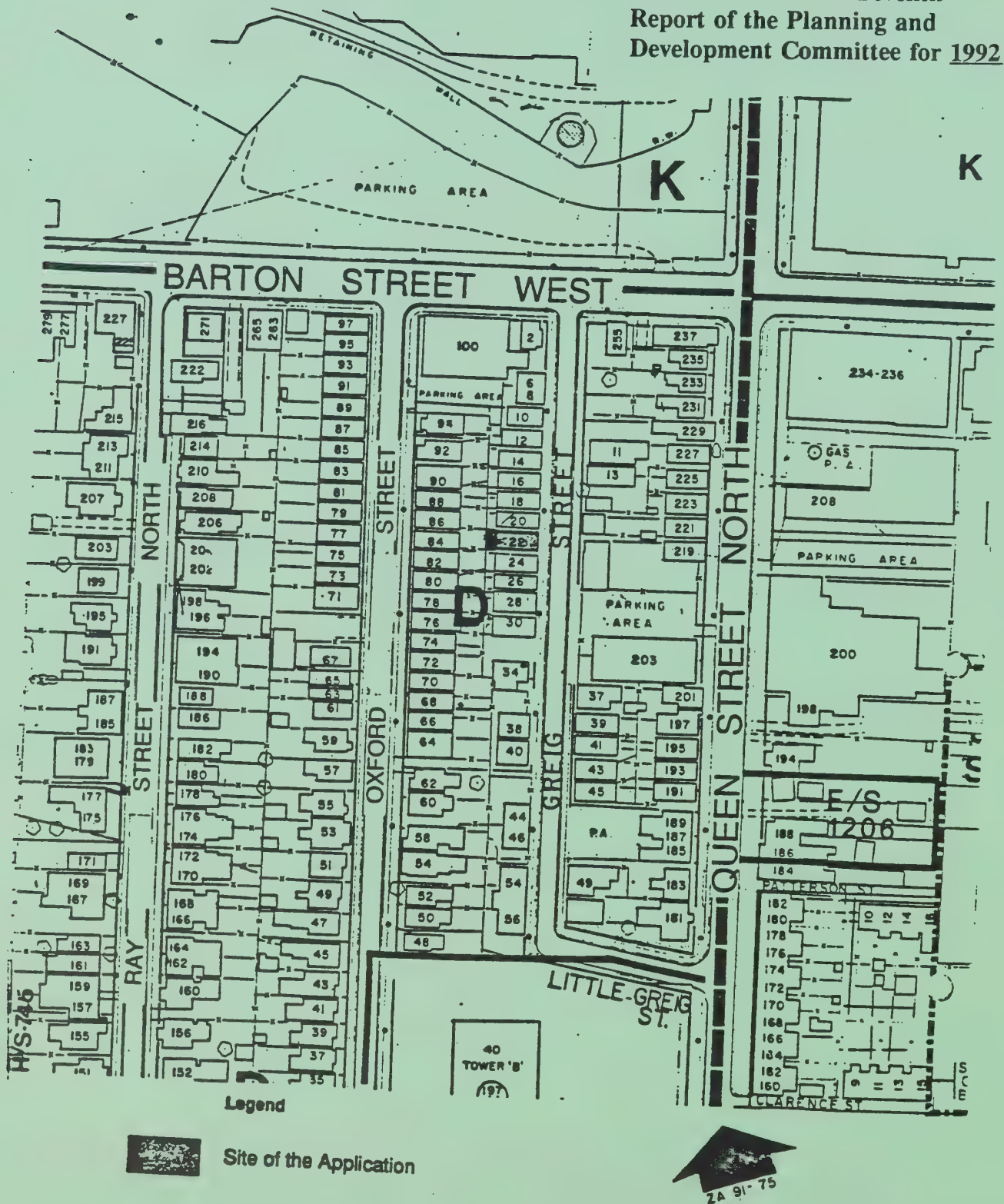
ALDERMAN D. DRURY, CHAIRPERSON
PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello
Secretary
1992 April 8

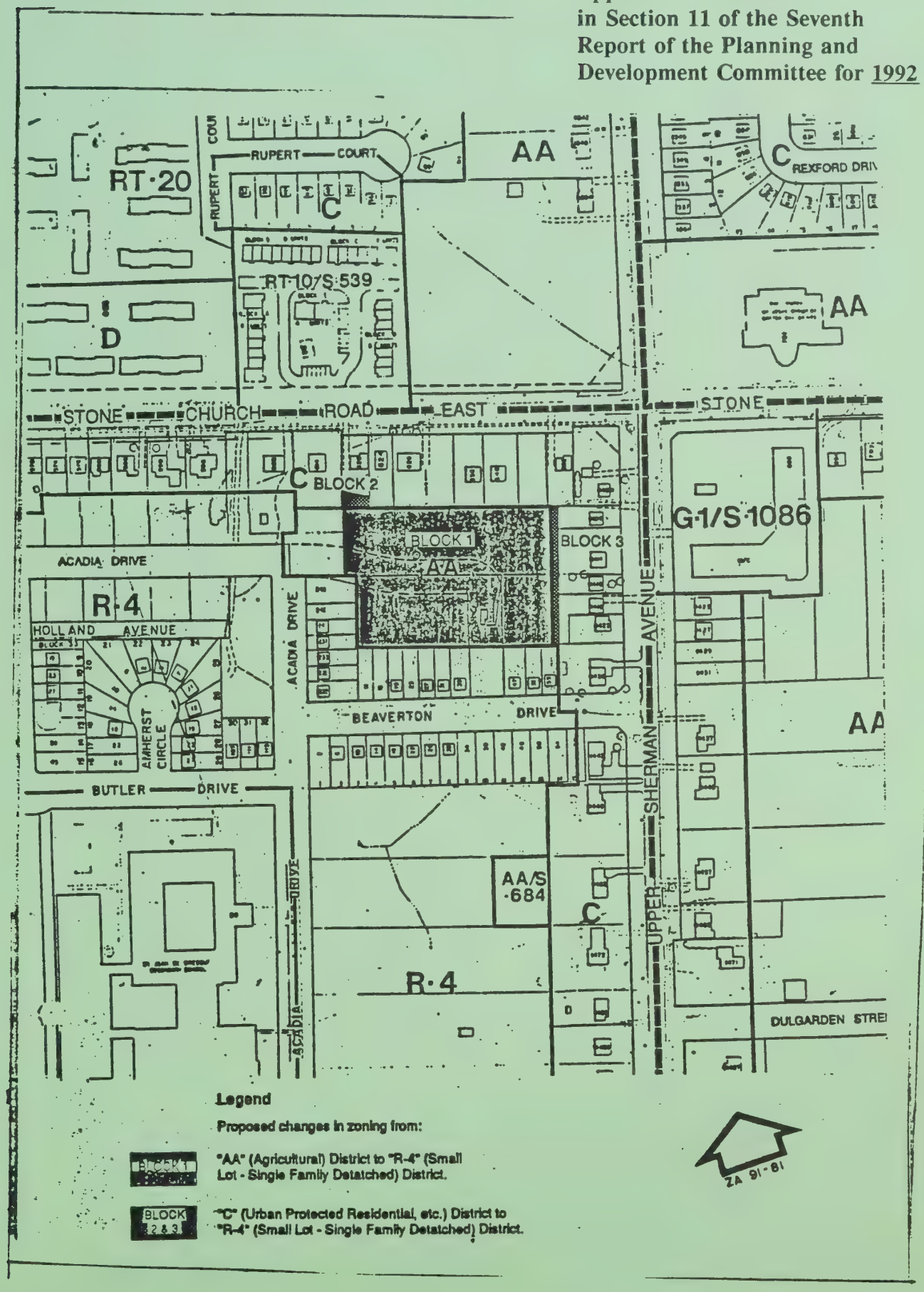
Appendix "A" referred to
in Section 9(a) of the Seventh
Report of the Planning and
Development Committee for 1992



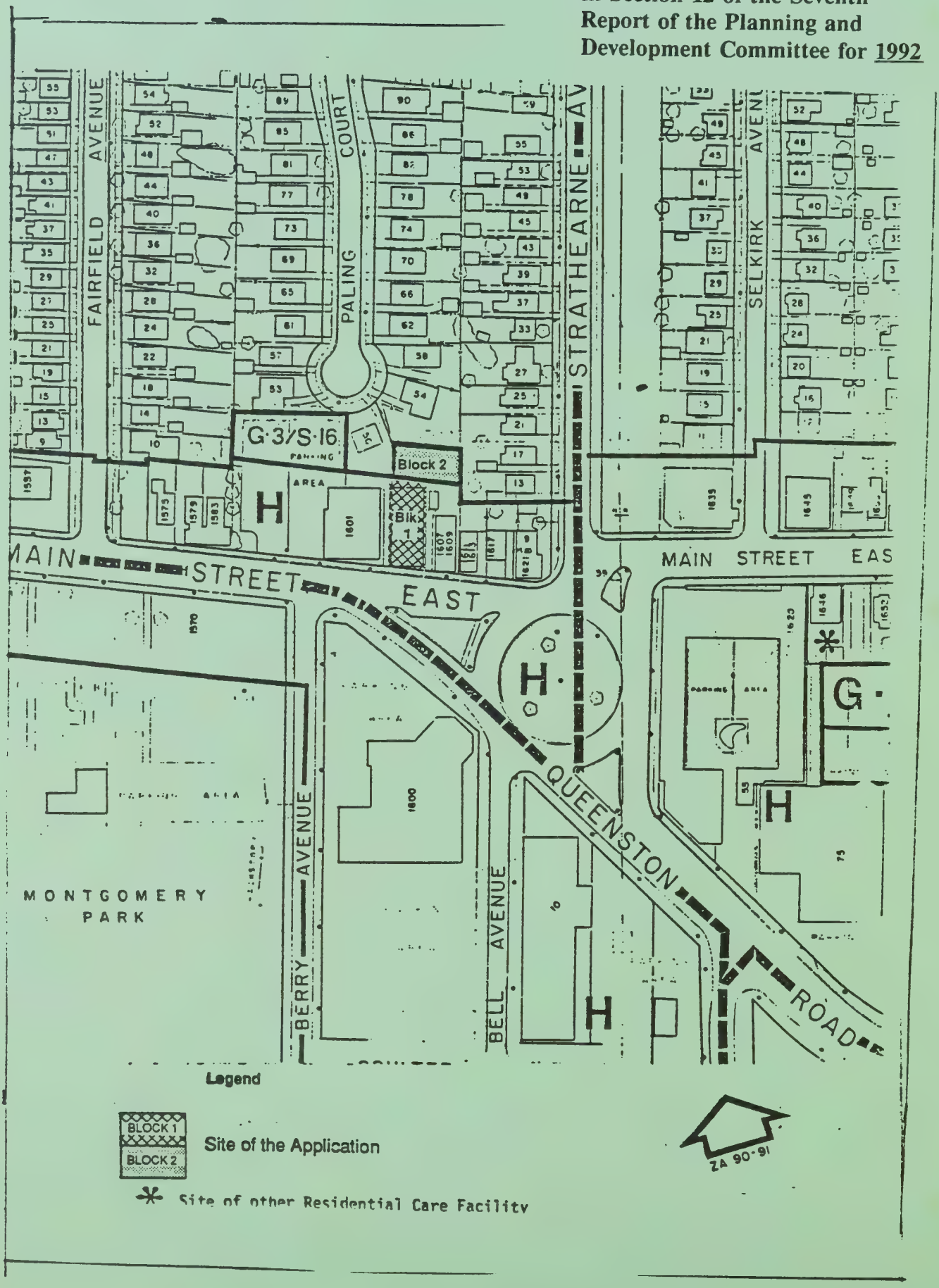
Appendix "B" referred to in Section 10 of the Seventh Report of the Planning and Development Committee for 1992



Appendix "C" referred to
in Section 11 of the Seventh
Report of the Planning and
Development Committee for 1992



Appendix "D" referred to in Section 12 of the Seventh Report of the Planning and Development Committee for 1992



REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **NINTH** Report for 1992 and respectfully recommends:

1. That approval be given to the Hamilton Shrine Club, Rameses & Ismailia Temple for a City Hall reviewing stand to be erected for use on Saturday, 1992 June 13 from 11:00 o'clock a.m. until 3:30 o'clock p.m. on the occasion of the Shrine Parade.

2. That approval be given to the action taken by the City Clerk in authorizing the Slovak Community to fly the Slovak Flag from 1992 March 13 to March 16 to celebrate the Independence Day of Slovakia.

3. (a) That civic awards be presented to the following members of the Leander Boat Club for winning the Open Men's Heavy-Weight Dash 8 at the 1991 Royal Canadian Henley Regatta:

Christopher Lach	-	Civic Gold Ring
Gregory Stevens	-	Diamond Insert
Chris Carroll	-	Diamond Insert
Volker Nolte	-	Civic Gold Ring
Helen Muir (coxswain)	-	Civic Gold Ring

(b) That civic awards be presented to the following members of the Leander Boat Club for winning the Master's D-Class Men's 4 with Cox at the 1991 Royal Canadian Henley Regatta:

Vic Andreychuck	-	Diamond Insert
Con Andreychuck	-	Civic Gold Ring
Frank Corner	-	Civic Gold Ring
David Crosby	-	Civic Gold Ring
Carolyn Murphy (coxswain)	-	Civic Gold Ring

(c) That civic awards be presented to the following members of the Leander Boat Club for winning the Senior 155 lb. four with Cox at the 1991 Royal Canadian Henley Regatta:

Joseph Camillo	-	Ruby Insert
John Sawler	-	Ruby Insert

4. (a) That permission be granted to Rev. L. W. Burns of Cathedral Boys' High School to use the Council Chambers on Sunday, 1992 April 26 from 7:00 o'clock p.m. and on Sunday, 1992 May 10 from 7:00 o'clock p.m. for Oratorical Contests for Secondary School Students.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.

5. That the United Way of Burlington, Hamilton-Wentworth be granted permission to erect the United Way thermometer on the City Hall forecourt from mid-September until the end of 1992.

6. (a) That permission be granted to the Keep Hamilton Clean Committee to use the City Hall forecourt (or in the event of inclement weather Room 219) on Monday, 1992 May 4 from 4:00 to 5:00 o'clock p.m., for the 1992 Pitch-In Week Kick-off.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activities.

7. That a purchase order be issued to Imperial Oil Limited, Willowdale, being the lowest of ten proposals received for the supply and delivery of Petroleum Products to various locations during the next twelve months commencing 1992 May 2nd, in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal, and that this expenditure be financed through various approved accounts.

8. That a purchase order be issued to National General Filter Products Ltd., Brampton, for the supply and delivery of air filters for various locations, as and when required during 1992, 1993, 1994, being the lowest of five quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendors' quotations, and that this expenditure be financed through various approved accounts.

9. (a) That the City of Hamilton enter into a Lease Agreement with "Major League Sports Bar Ltd." trading as "Don Cherry's Grapevine" for the purpose of establishing an outdoor patio restaurant situated on the south/west corner of the unused portion of the Main Street and Ferguson Avenue Municipal Carpark. The aforesaid leased area comprises approximately 716 square feet and the rental is $1,340. for a period commencing 1992 May 1 and terminating on 1992 September 30. It is understood and agreed that the patio will include a right of access over the most westerly 4 foot of two (2) parking spaces adjacent to the east wall of the building at 157 Main Street East and the lands comprising the patio itself.

(b) (i) That the Lease Agreement contain the proviso that the Lessee shall provide the City with liability insurance to the extent of $2,000,000.

(ii) That the patio structure to be placed on this unused portion of the parking lot be constructed to the satisfaction of the General Manager of the Parking Authority.

(iii) That the Lessee be responsible for any business taxes as a result of the use of the patio restaurant.

(c) That the Mayor and City Clerk be authorized and directed to execute a Lease Agreement in a form satisfactory to the City Solicitor.

10. (a) That the City Treasurer be authorized to make application to the Minister of Transportation for the City of Hamilton 1992 Normal and Supplementary Requests for Subsidy Monies under the Public Transportation and Highway Improvement based on the estimated maintenance and construction expenditures (both total and eligible) as indicated on the schedule attached herewith and marked Appendix "A"; and,

(b) That the City Treasurer be authorized to petition the Minister for subsidy payments as necessary.

11. That as referred to in Section 23 of the Fifth Report of the Transport and Environment Committee for 1992, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct a combined concrete sidewalk and curb on the south side of Carling Street from Macklin Street to approximately 98 metres easterly at an estimated gross cost of $17,500. with a City's share of $7,274.32 to be financed from the 1992 Capital levy and the balance of $10,225.68, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $10,225.68 for a term not to exceed 20 years for the above project.

12. That as referred to in Section 22 of the Fifth Report of the Transport and Environment Committee for 1992, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct the following projects:

(a) Beaverton Avenue from Upper Sherman Avenue to Acadia Drive - roadway only at an estimated gross cost of $113,100. with a City's share of $31,691.62 to be financed from the 1992 Capital levy and the balance of $81,408.38, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $81,408.38 for a term not to exceed 20 years for the above project.

(b) Acadia Drive from Butler Drive to approximately 50 meters southerly (west side only) - sidewalks and curbs at an estimated gross cost of $7,500., with a City's share of $650. to be financed from the 1992 Capital levy and the balance of $6,850., being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $6,850. for a term not to exceed 20 years for the above project.

(c) Acadia Drive from Butler Drive to approximately 50 meters southerly - roadway only at an estimated gross cost of $22,500. with a City's share of $2,430. to be financed from the 1992 Capital levy and the balance of $20,070., being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $20,070. for a term not to exceed 20 years for the above project.

(d) Acadia Drive from approximately 128 metres south of Butler Drive to approximately 77 metres southerly (west side only) - sidewalks only at an estimated gross cost of $9,200., with a City's share of $3,040. to be financed from the 1992 Capital levy and the balance of $6,160. being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $6,160. for a term not to exceed 20 years for the above project.

(e) Beaverton Avenue from Upper Sherman Avenue to Acadia Drive (north side only) - sidewalks and curbs at an estimated gross cost of $23,400., being the owner's share to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $23,400. for a term not to exceed 20 years for the above project.

13. That after hearing the evidence and reviewing the submission of complainant, D. M. Industries Incorporated, the Council for the Corporation of the City of Hamilton hereby confirms the development charges imposed on the property located at 26 Arrowsmith Road as having been properly imposed pursuant to the City Development Charges By-law 90-74.

14. That after reviewing the submission of the complainant, Ronald McDonald House, the Council of the Corporation of the City of Hamilton hereby amends the Development Charges with respect to 1510 Main Street West, thereby reducing the City's Development Charges of $6,114.43 to zero.

15. That the following resolution from the City of Peterborough respecting an amendment to the Fire Department Act to include criteria which an Arbitrator would use in Collective Agreement arbritrations to reflect the ability of a municipality to fund the award, be received:

> "That the Solicitor General be petitioned to amend the Fire Act to provide for the inclusion of a section in the Act which limits any increases to the municipalities ability to pay;
>
> And that a copy of this resolution be forwarded to other Ontario municipalities of 45,000 population or more for their consideration and endorsement;
>
> And that a copy of the resolution also be forwarded to the Association of Municipalities of Ontario and Mrs. Jenny Carter, M.P.P."

16. (a) That approval be given to compile a taxation brochure, similar to last year's, which indicates the portion of taxes levied by each taxing body, a brief summary of services provided, and the names and telephone numbers of members of Council for the City and trustees for the Boards of Education;

(b) That the estimated cost of $15,000. for printing and mailing be charged to the Reserve for Contingency account, which was the source of funding for this expenditure in 1991; and

(c) That the Region, and the Boards of Education, be requested to share the costs on a pro-rata basis calculated on each share of the tax levy.

17. That $14,266.30 of the available balance of capital funds of $52,292.91 previously allocated for mechanical and electrical renovations to the Macassa Park apartments be utilized for a building condition survey of the Ada Pritchard and Macassa Park apartments, as approved by the Board of Directors of the Hamilton Housing Company, and the remainder of $38,026.61 be returned to the City Treasury. The expenditure of $14,266.30 shall be charged to the account CF 5698 319041005.

18. (a) That the City of Hamilton enter into a twenty (20) year agreement with Otis Canada Inc., Hamilton, subject to Ontario Municipal Board approval, to provide extended coverage maintenance for Otis elevators, dumbwaiters and escalators at various locations. By entering into this agreement the City will receive a 7% discount for long term agreement and a 4% potential volume discount if all parties participate.

(b) That the City Solicitor be authorized to apply for O.M.B. approval.

(c) That an agreement be entered into satisfactory to the City Solicitor.

19. That the City of Hamilton request the Regional Municipality of Hamilton-Wentworth to declare the City as a "tourist area" in order to allow Sunday Shopping.

20. That approval be given to the Environment Week Shadow Project Committee to paint chalk drawings on downtown sidewalks on King, Main, James and John Streets; on Westdale Shopping area sidewalks on King Street; and on Concession Street shopping area sidewalks on Concession between Upper Gage and Upper Wentworth Streets. The drawings will be done the evening of 1992 May 31st, or on 1992 June 1st as a rain alternative. The drawings will be done by local environment groups such as the Bruce Trail Association, the Boy Scouts and Girl Guides and School Clubs.

21. For the information of the members of City Council, the Finance and Administration Committee at its 1992 April 9th meeting, reconfirmed the original Terms of Reference of the English Language Sub-Committee.

22. That leave be granted to introduce the following Bill:

(a) Bill H-22 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

ALDERMAN B. CHARTERS, VICE-CHAIRPERSON
FINANCE AND ADMINISTRATION COMMITTEE

Susan K. Reeder
Secretary
1992 April 9

Appendix "A" referred to in Section 10 of the Ninth Report of the Finance and Administration Committee for 1992.

City of Hamilton
Treasury

The Public Transportation and Highway Improvement Act
1992 Request for Allocation of Subsidy Monies

Detail of Expenditure (1)	Estimated Total Expenditure (2)	Estimated Eligible Expenditure (3)	Estimated Subsidy Dollars (4)
Normal Application			
Maintenance	10,097,300	9,394,490	4,672,245
Construction	7,532,180	4,728,110	2,364,055
	17,629,480	14,122,600	7,036,300
Supplementary Application			
Construction	9,003,940 *	4,538,880	2,364,055
Total Normal and Supplementary Applications	26,633,420	18,661,480	9,400,355

* These expenditures will represent 100% dollars unless Supplementary Application is approved.

BILLS

CITY COUNCIL

1992 April 14

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

TO STOP-UP, CLOSE AND SELL THOSE PORTIONS OF PUBLIC WALKWAY, FROM EAGLEWOOD DRIVE TO RYMAL ROAD EAST

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45 to stop-up, close and sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting item 11 of the 15th Report of the Transport and Environment Committee on October 29, 1991 authorized the City to stop-up, close and sell portions of the Public Walkway, being more particularly described as Parts 1,2,3 and 4 on Plan 62R-12122.

AND WHEREAS the Corporation of the City of Hamilton is the owner of the above described lands.

AND WHEREAS Notice of the City's intention to pass this By-law has been published as required by Section 301 of The Municipal Act for the four consecutive weeks; namely, March 12, 19, 26 and April 2, 1992.

AND WHEREAS the Council of the Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portions of the highway described as,

   All of Parcel Public Walkway -1, Section 62M-622

   Being all of Block 30 (Public Walkway), Plan 62M-622, designated as Parts 1,2,3 and 4, Plan 62R-12122

   in the City of Hamilton
   Regional Municipality of Hamilton-Wentworth
   being all of the Parcel.

   are hereby stopped, closed and sold.

2. That the soil and freehold in the closed portions of the said Public Walkway described as Parts 3 and 4, Plan 62R-12122, be sold to: (a) Micor Developments Inc. Trusteee, or their successors in titlte, for the sum of $1.00 in accordance with the provisions of an Offer to Purchase, dated March 2, 1992, (b) Part 1, Plan 62R-12122, be sold to Rosa Buonopane, or her successors in title, for the sum of $1.00 in accordance with the provisions of an Offer to Purchase, dated March 3, 1992, and (c) Part 2, Plan 62R-12122 be sold to Margaret Barbara Loeffler, or her successors in title, for the sum of $1.00 in accordance with the provisions of an Offer to Purchase, dated March 12, 1992.

3. This By-law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62)

PASSED this day of A.D. 1991.

J. J. Schatz

R. Morrow

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-

TO INCORPORATE RESERVE "E", REGISTERED PLAN NO. 1308 INTO GOULDING AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Goulding Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Goulding Avenue.

All of Reserve "E", Registered Plan No. 1308

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1992.

J. J. Schatz
City Clerk

R. Morrow
Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-

TO INCORPORATE PART 9, PLAN 62R-12040 INTO KELLY STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Kelly Street by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Kelly Street.

Part of Lots 4 and 5 and Alley, Registered Plan No. 255, designated as Part 9 on Plan 62R-12040.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1992.

J. J. Schatz
City Clerk

R. Morrow
Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-

TO INCORPORATE PART 4, PLAN 62R-12040 INTO ELGIN STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Elgin Street by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Elgin Street.

Part of Lots 39 and 40, Registered Plan No. 255, designated as Part 4, on Plan 62R-12040.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1992.

J. J. Schatz
City Clerk

R. Morrow
Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92-

TO INCORPORATE PARTS 18 AND 19, PLAN 62R-10529 INTO ACADIA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

Parts of Lot 9, Concession 8, in the geographic Township of Barton, designated as Parts 18 and 19, Plan 62R-10529.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1992.

J. J. Schatz
City Clerk

R. Morrow
Mayor

Bill No. A-34

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Local Improvement By-law No. 10605

Respecting:

REVISED COSTS TO THE CORPORATION FOR THE INSTALLATION OF LOCAL IMPROVEMENTS

WHEREAS By-law No. 10605, passed on the 15th day of December, 1964, as amended by By-laws Nos. 67-150, 73-72, 80-127, 80-156, 82-40, 83-75, 84-41, 85-70, 86-78, 88-096, 89-76, 90-49 and 91-16, provides for the undertaking of local improvements in accordance with the Local Improvement Act;

AND WHEREAS subsection 4a of section 13 of said By-law No. 10605, as amended, provides for the local improvement rates to be charged against abutting lands for work done under the Local Improvement Act;

AND WHEREAS By-law No. 91-16, passed on the 12th day of February 1991 repealed subsection 4a of section 13 to By-law No. 10605, as amended, and re-enacted a new subsection 4a to section 13 to provide for increased maximum local improvement rates, chargeable on a per metre frontage basis against abutting lands for work done under the Local Improvement Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 22 of the 4th Report of the Transport and Environment Committee at its meeting held on the 10th day of March 1992, directed that the maximum local improvement charges per metre of frontage be increased as hereinafter provided.

NOW THEREFORE the Council of The Corporation of The City of Hamilton enacts as follows:

1. Subsection 4a of section 13 of By-law No. 10605, as re-enacted by By-law No. 91-16, is repealed and the following substituted therefor:

(4a) The chargeable amount per metre frontage referred to in clause (a) of subsection 4 shall be as follows:

1. For curbs only at the rate of $80.00 per metre frontage.

2. For sidewalks only at the rate of $80.00 per metre frontage.

3. For sidewalks and independent curbs or combined sidewalks and curbs, at the rate of $137.00 per metre frontage.

4. For roadway only, at the rate of $223.00 per metre frontage.

5. For alleys, at the rate of $93.00 per metre frontage.

6. For roadway and curbs only in industrial subdivisions, at the rate of $306.00 per metre frontage.

2. In all other respects By-law No. 10605, as amended, is hereby confirmed, unchanged.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 4 R.T.E.C. 22, March 10

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 92 -

To Authorize:

1. The construction of local improvements, by Petition, under section 11 of the Local Improvement Act, of an independent concrete sidewalk on the east side of Upper Paradise Road adjacent to St. Thomas More School, 1045 Upper Paradise Road;

2. The preparation of plans, specifications and reports, as required, and the supervision of the construction by the Director of Public Works;

3. The payment of the owner's share by the Treasurer from funds to be commuted by the Hamilton-Wentworth Roman Catholic Separate School Board.

WHEREAS a petition, from the Hamilton-Wentworth Roman Catholic Separate School Board, has been received to construct as local improvements the works herein described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 36 of the 1st Report of the Transport and Environment Committee on January 14, 1992 authorized construction of the said works at an estimated gross cost not to exceed $10,718.19 to be financed in its entirety by the Hamilton-Wentworth Roman Catholic Separate School Board.

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described as an independent concrete sidewalk on the east side of Upper Paradise Road adjacent to St. Thomas More School, 1045 Upper Paradise Road, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed $10,718.19.

2. The total estimated cost of the works in an amount not to exceed $10,718.19 shall be borne by the owners of the lands abutting directly on the works, being the Hamilton-Wentworth Roman Catholic Separate School Board.

3. The Director of Public Works is hereby authorized to:

   (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,

   (b) supervise construction of the works.

4. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

5. The City Treasurer is hereby authorized and directed to pay Invoice #19950 from Standard Paving Company for $10,718.19, being the total cost of the works, upon commutation of the owner's share from the Hamilton-Wentworth Roman Catholic Separate School Board.

PASSED this day of , A.D. 1992.

City Clerk Mayor

(1992) 1 R.T.E.C. 36, January 14

BY-LAW NO. 92 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Ryckman	Southbound	Lister
Clyde	Northbound	Wright
Wright	Eastbound	Leeming".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Columbia (east leg)	West	Bendamere to 76 feet north
Columbia (east leg)	West	Bendamere to 52 feet south
Bendamere	South	Columbia (east leg) to 100 feet west".

3. **Schedule 31 (School Bus Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

"Bendamere	South	80 feet	commencing at a point 50 feet west of Columbia	7:00 a.m.-6:00 p.m Monday to Saturday".

and by adding thereto the following item, namely:-

"Bendamere	South	40 feet	commencing at a point 100 feet west of Columbia	7:00 a.m.-6:00 p.m. Monday to Saturday".

PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

MAYOR

BY-LAW NO. 92 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Clinton	North	commencing at a point 310 feet west of Lottridge to a point 23 feet westerly therefrom	Anytime".

2. **Schedule 25B (Parking Time Limits)** is hereby amended:

a) by adding to **Section 1 (Three Hour Limit)** the following item, namely:-

"Peter	North	Pearl to Ray".

b) by adding to **Section 4 (One Hour Limit)** the following item, namely:-

"Emerald	West	Shaw to 99 feet south".

3. **Schedule 26 (No Parking Areas)** is hereby amended by deleting from **Section A (No Parking Anytime)** the following items, namely:-

"Magill	West	commencing at a point 372 feet south of Barton to a point 20 feet southerly therefrom".

4. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following item, namely:-

"Mary Street Cannon Street to Robert Street	West	East".

5. **Schedule 25A (Parking Time Limits)** is hereby amended by adding to **Section 5 (One Hour Limit)** the following item, namely:-

"Hart	Both	Crawford to the west end".

6. **Schedule 22 (Hamilton Street Railway Bus Routes)** is hereby amended by adding thereto the following item, namely:-

"Depew	Beach	Industrial".

7. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by adding to the OUTBOUND COLUMN the following items, namely:-

"Depew at Burlington
Depew at Gertrude".

and by adding to the INBOUND COLUMN the following items, namely:-

"Depew at Industrial (F/S)
Depew at Burlington
Depew at Gertrude
Depew at Beach".

8. **Schedule 15 (Designated Traffic Lanes)** is hereby amended by adding thereto the following items, namely:-

"Haddon	King and 100 feet south	East curb lane	Anytime	Northerly to easterly
Haddon	King and 100 feet south	2nd lane from east curb	Anytime	Northerly to easterly
King	Dalewood and 100 feet east	2nd lane from north curb	Anytime	Westerly to Southerly
King	Paradise and 100 feet west	South curb lane	Anytime	Easterly to Southerly
King	Paradise and 100 feet west	2nd lane from south curb	Anytime	Easterly to Southerly".

9. **Schedule 16 (No Left Turn at Certain Intersections)** is hereby amended by adding thereto the following items, namely:-

"Haddon	Northerly	King	Anytime
Haddon	Southbound	King	Anytime
King	Eastbound	Haddon	Anytime".

PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

MAYOR

Bill No. C-47

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Adopt:

Official Plan Amendment No. 107

Respecting:

LAND LOCATED AT MUNICIPAL NO. 2371 BARTON STREET EAST WITHIN THE NASHDALE NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 107 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 6 R.P.D.C. 12(A), March 31
The Barn Fruit Markets Inc., Lessee
ZA-91-72

Amendment No. 107

to the

City of Hamilton Official Plan

The following text, together with Schedule B - Special Policy Areas, attached hereto, constitute Official Plan Amendment No. 107.

Purpose:

The purpose of this Amendment is to establish a "Special Policy Area" within the "Industrial" designation to permit a retail grocery store.

Location:

The lands affected by this Amendment are known municipally as 2371 Barton Street East, within the Nashdale Neighbourhood.

Basis:

The basis for permitting the grocery store within the "Industrial" designation, is as follows:

1) The existing retail grocery store, which was established as a fruit and vegetable business, has been operating at the same location for approximately 12 years and appears to have existed harmoniously with surrounding uses;

2) An adequate amount of on-site parking is provided; and,

3) The proposed uses are consistent with uses permitted by the previous By-law (i.e., a retail store for the sale of produce, fruits and vegetables; a retail store for the sale of furniture, electrical appliances and household goods).

Actual Changes:

1. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.57:

   "Notwithstanding the permitted uses set out in Subsection A.2.3 - Industrial Uses, for those lands shown on Schedule "B" as SPECIAL POLICY AREA 62 and located at 2371 Barton Street East, a retail grocery store will be permitted."

2. The following be added to Schedule "B" - Special Policy Areas:

   - Special Policy Area 62; and;
   - "Area 62 refer to Policy A.2.9.3.57" in the legend,

   as shown on the attached Schedule "B" of this Amendment.

Implementation:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 92- , passed on the day of , 1992.

The Corporation of the

City of Hamilton

City Clerk

Mayor

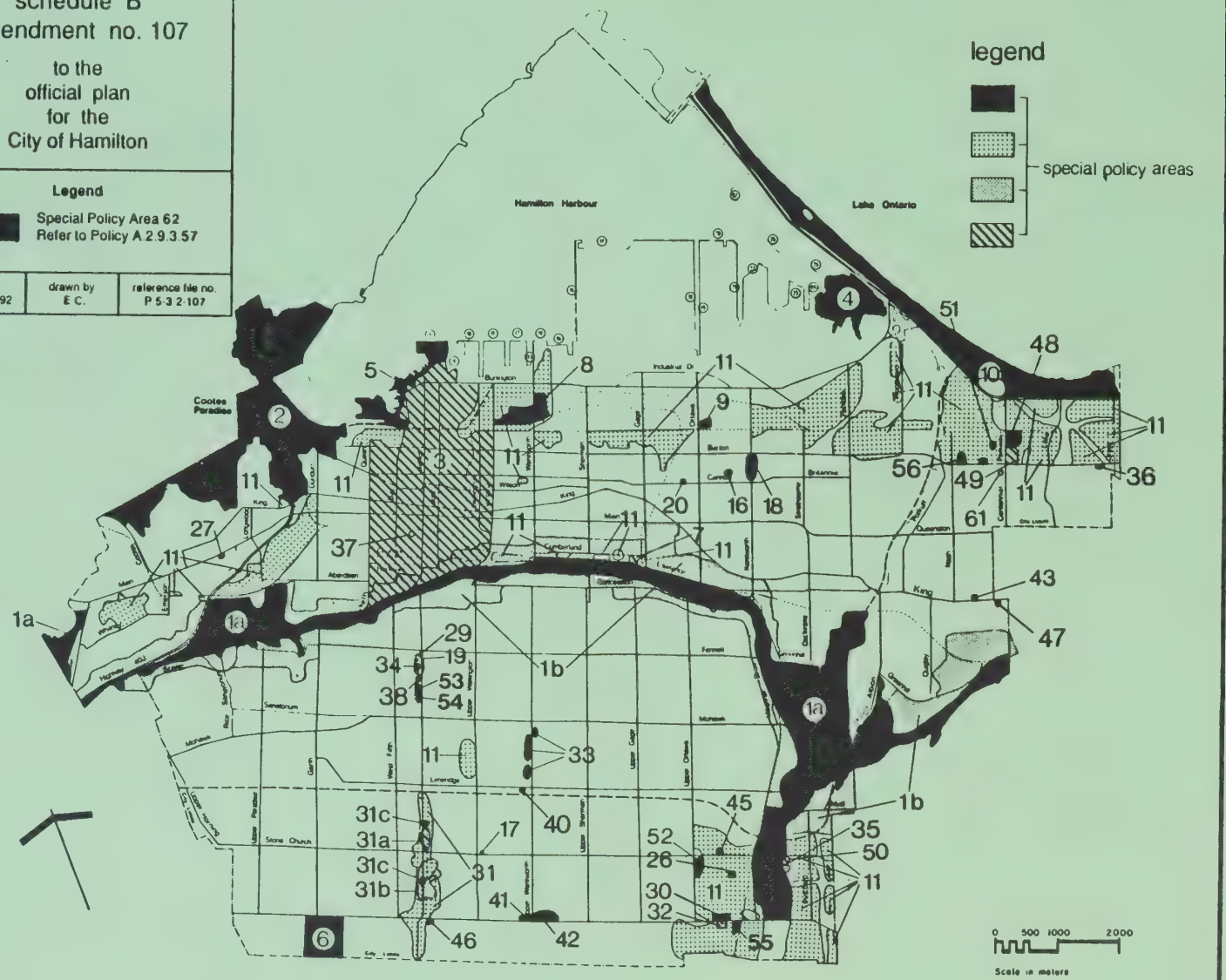
schedule B
amendment no. 107

to the
official plan
for the
City of Hamilton

Legend

Special Policy Area 62
Refer to Policy A.2.9.3.57

date	drawn by	reference file no.
March , 1992	E.C.	P 5-3 2-107



special policy areas

AREA	REFER TO POLICY
1(a)	A.2.9.1.
1(b)	A.2.9.1.
2	A.2.9.2.
3	A.2.9.3.
	A.2.9.3.1.
4	A.2.9.3.2.
5	A.2.9.3.3.
6	A.2.9.3.4.
7	A.2.9.3.5.
8	A.2.9.3.6.
9	A.2.9.3.7.
10	A.2.9.3.8.
11	A.2.9.3.9.
16	A.2.9.3.14.
17	A.2.9.3.15.
18	A.2.9.3.16.
19	A.2.9.3.17.
20	A.2.9.3.18.
26	A.2.9.3.21.
27	A.2.9.3.22.
29	A.2.9.3.24.
30	A.2.9.3.25.
31	A.2.9.3.26.
31(a)	A.2.9.3.26.
31(b)	A.2.9.3.26.
31(c)	A.2.9.3.26.
32	A.2.9.3.27.
33	A.2.9.3.28.
34	A.2.9.3.29.
35	A.2.9.3.30.
36	A.2.9.3.31.
37	A.2.9.3.32.
38	A.2.9.3.33.
40	A.2.9.3.35.
41	A.2.9.3.36.
42	A.2.9.3.37.
43	A.2.9.3.38.
45	A.2.9.3.40.
46	A.2.9.3.41.
47	A.2.9.3.42.
48	A.2.9.3.43.
49	A.2.9.3.44.
50	A.2.9.3.45.
51	A.2.9.3.46.
53	A.2.9.3.48.
54	A.2.9.3.49.
55	A.2.9.3.50.
56	A.2.9.3.51.

Refer to Schedule B-1 for Special Policy Areas in the Downtown

schedule B

to the official plan
for
the city of Hamilton

91 09 20

Bill No. C-48

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Adopt:

Official Plan Amendment No. 108

Respecting:

LAND LOCATED AT MUNICIPAL NO. 165 BURTON STREET WITHIN THE KEITH NEIGHBOURHOOD (Industrial Sector "A")

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 108 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 6 R.P.D.C. 1(A), March 31
Agommen Ltd., Prospective, Owner
ZA-91-69

Amendment No. 108

to the

City of Hamilton Official Plan

The following text, together with Schedule "A" - Land Use Concept, attached hereto, constitute Official Plan Amendment No. 108.

Purpose:

The purpose of this Amendment is to redesignate the subject lands from "Industrial" to "Residential" to permit a 24-unit stacked townhouse development.

Location:

The lands affected by this Amendment are known municipally as 165 Burton Street, within the Keith Neighbourhood (Industrial Sector "A").

Basis:

The basis for redesignating the subject lands from "Industrial" to "Residential" to permit the 24-unit stacked townhouse development, is as follows:

1) The development is an ideal form of residential intensification that is consistent with intensification policies established by the City and the Provincial Government;

2) The development would be consistent with the established residential form in the area comprised primarily of grade-related single-family dwellings; and,

3) It is an adaptive re-use of an unkept industrial site and will act as a catalyst for future residential development on underutilized lands.

Actual Changes:

Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Industrial" to "Residential", as shown on the attached Schedule "A" of this Amendment.

Implementation:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

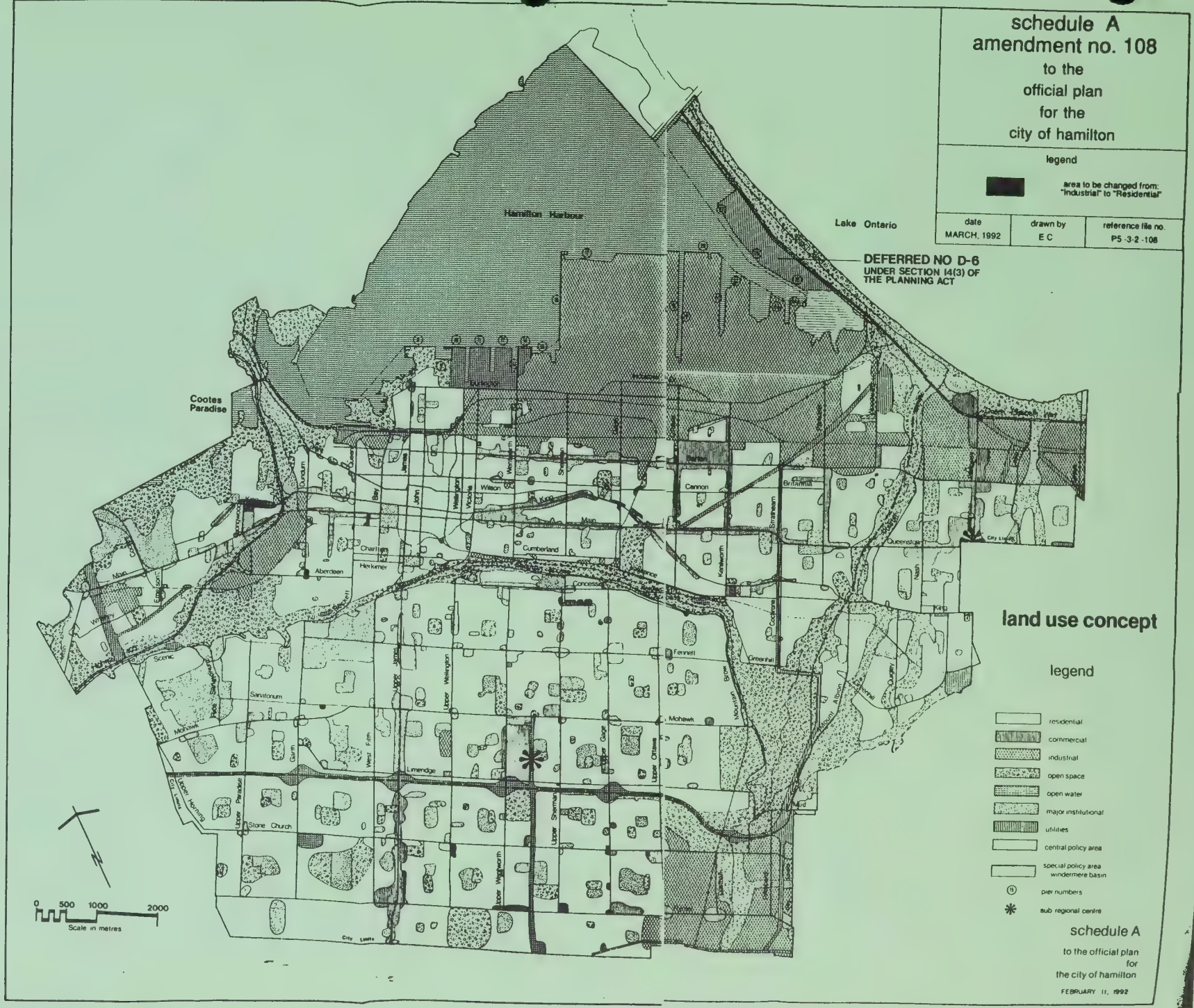
This is Schedule "1" to By-law No. 92- , passed on the day of , 1992.

The Corporation of the

City of Hamilton

City Clerk

Mayor


schedule A
amendment no. 108
to the
official plan
for the
city of hamilton
legend
area to be changed from: "Industrial" to "Residential"
date
MARCH, 1992
drawn by
E C
reference file no.
P5-3-2-108
Hamilton Harbour
Lake Ontario
DEFERRED NO D-6
UNDER SECTION 14(3) OF
THE PLANNING ACT
Cootes
Paradise
land use concept
legend
residential
commercial
industrial
open space
open water
major institutional
utilities
central policy area
special policy area
windermere basin
pier numbers
sub regional centre
schedule A
to the official plan
for
the city of hamilton
FEBRUARY 11, 1992
0 500 1000 2000
Scale in metres

Bill No. H-22

BY-LAW NO. 92 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14TH DAY OF APRIL A.D., 1992.

WHEREAS by Section 9 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of The Municipal Act, being Chapter M.45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of A.D. 1992

CITY CLERK **MAYOR**

CAN ON HBL A05
A31
1992

Urban/Municipal Collection
2nd Floor
Hamilton Public Library

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1992 April 28
7:30 o'clock p.m.
Council Chambers, City Hall

AGENDA

URBAN MUNICIPAL
APR 27 19
GOVERNMENT DOCUMENTS

1. Opening Prayer

Reverend Lorne Mackay
Minister Emeritus
Central Presbyterian Church

2. Presentations

(a) Certificate of Recognition

- Reverend Lorne Mackay
- Honourary Protestant Padre
- City of Hamilton Fire Department

(b) Distinguished Budget Presentation Award to the City of Hamilton by Malcolm Gregg on behalf of the Government Finance Officers Association of the United States and Canada (GFOA)

3. Proclamations

(a) Pitch in Week - 1992 May 4 - 10

(b) The Salvation Army Red Shield Month - 1992 May

(c) Volunteer Week - 1992 April 27 - May 1

(d) Royal Canadian Sea Cadet Corps Lion Week - 1992 May 10 - 17

4. **Minutes**

(a) 1992 March 27 (special meeting)

(b) 1992 April 14

5. **Petitions and Correspondence**

6. **Reports of the Standing Committees**

(b) Parks and Recreation Committee

(c) Planning and Development Committee

(e) Licensing Committee

(h) Finance and Administration Committee

7. **Notices of Motion for Next Meeting**

8. **First Reading of the Bills**

9. **Second Reading of the Bills - Committee of the Whole**

10. **Third Reading of the Bills**

11. **Question Period**

12. **Adjournment**

MINUTES

Special Meeting of Hamilton City Council
1992 March 27
4:55 o'clock p.m.
Room 233, City Hall

The Council met.

Present: Mayor Robert M. Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross.

Absent: Alderman Agro - Vacation

It was moved by Alderman Kiss and seconded by Alderman Anderson that Council move into the Committee of the Whole to consider the Fourth Report of the Committee of the Whole, with Alderman Cooke in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0. CARRIED.

FOURTH REPORT OF THE COMMITTEE OF THE WHOLE

Recorded vote on the Fourth Report of the Committee of the Whole

YEAS: Mayor Morrow, Aldermen Cooke, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, D'Amico, Ross. -11.

NAYS: Aldermen Kiss, Copps, Charters, Merling, Anderson. -5. CARRIED.

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It was moved by Alderman Kiss and seconded by Alderman Anderson that the Report of the Committee of the Whole on the Fourth Report of the Committee of the Whole be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0. CARRIED.

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It was moved by Alderman Kiss and seconded by Alderman Anderson that Bill H-19 be now read a first time.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0. CARRIED.

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It was moved by Alderman Kiss and seconded by Alderman Anderson that Council move into the Committee of the Whole to consider Bill H-19, with Alderman Cooke in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0. CARRIED.

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Consideration of the Bill (second reading).

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, D'Amico, Ross -11.

NAYS: Aldermean Kiss, Copps, Charters, Merling, Anderson. -5. CARRIED.

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It was moved by Alderman Kiss and seconded by Alderman Anderson that the Report of the Committee of the Whole on Bill H-19 be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0. CARRIED.

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It was moved by Alderman Kiss and seconded by Alderman Anderson that Bill H-19 be now read a third time, signed, sealed and enrolled as a By-law.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0. CARRIED.

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City Council then adjourned at 5:00 o'clock p.m.

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J. J. Schatz, City Clerk
1992 March 27

Hamilton City Council
1992 April 14
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met.

Present: Mayor Robert M. Morrow

Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Reverend Kelvin Honsinger, Mission Services of Hamilton led Council in prayer.

Mayor R. Morrow presented a Certificate of Appreciation to Francis Rocchi in recognition of his service as a Member of the Committee of Adjustment from 1959 to 1991.

Mayor R. Morrow presented Awards of Merit to Corinne Lye and Nancy Olah respecting the Third Annual Public Service Announcement Competition.

Mayor R. Morrow presented a Certificate of Recognition to the Television Broadcasting Programme of Mohawk College of Applied Arts and Technology for its contribution towards the Third Annual Public Service Announcement.

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Mayor R. Morrow proclaimed the following:

"Memorandum of Co-operation and Understanding regarding the Hamilton Military Museum of the City of Hamilton and the Canadian War Museum"

"Ontario Federation of Home and School Association Week April 20 - 26, 1992"

"National Citizenship Week April 12 - 18, 1992"

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The minutes of the meeting held 1992 March 31 were adopted as circulated.

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Correspondence:

1. Resolution dated 1992 March 31 from the Canadian Housing and Renewal Association regarding support of the Canadian Housing and Renewal Association's efforts to keep a viable social housing sector in place.

   Referred to the Finance and Administration Committee.

2. Application dated 1992 March 30 from 815488 Ontario Inc. (Nella Bradt), Hamilton, Ontario for a modification to the "DE-3" (Multiple Dwellings) District for 1486 to 1495 Upper Gage Avenue, Hamilton, Ontario.

   Received.

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It was moved by Alderman Kiss and seconded by Alderman Ross that the reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be now considered in Committee of the Whole.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0. **CARRIED.**

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TRANSPORT AND ENVIRONMENT COMMITTEE - FIFTH REPORT

Section 26 Re: Crown Point West/Stipeley Phase II PRIDE Programme

It was moved by Alderman Merling and seconded by Alderman Drury:

That Section 26 of the Fifth Report of the Transport and Environment Committee respecting the closing and sale of the road allowance of Belview Avenue and that Section 9 of the Seventh Report of the Planning and Development Committee respecting the Crown Point West/Stipeley Phase II P.R.I.D.E. Programme, be deleted. **CARRIED.**

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Section 28 Re: Police Services Board Request - City agree to assume overnight parking enforcement and tow away functions

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Agro. -1. **CARRIED.**

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Section 29 Re: No Stopping regulation - Bendamere Avenue and Columbia Drive

It was moved by Alderman D'Amico and seconded by Alderman Ross that Section 29 of the FIFTH Report of the Transport and Environment Committee for 1992 be amended as follows:

i) To delete the number "100" in the FIFTH line of Sub-Section (c) and replace with the number "76" and;

ii) To delete the number "100" in the SIXTH line of Sub-Section (d) and replace with the number "76" and also delete the number "40" in the SEVENTH Line of Sub-Section (d) and replace with the number "64". **CARRIED.**

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It was moved by Alderman Merling and seconded by Alderman Jackson that Rule No. 8 of the Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the appointment of Municipal Weed Inspectors.

CARRIED.

Section 32 (j) and 33 Re: Bill A-38 By-law to Amend By-law 87-144 respecting Municipal Weed Inspectors

It was moved by Alderman Merling and seconded by Alderman Jackson that the following be added to the FIFTH Report of the Transport and Environment Committee for 1992 as Sections 32 (j) and 33:

32. (j) Bill A-38 By-law to Amend By-law No. 87-144 respecting Municipal Weed Inspectors

CARRIED.

33. That the City Solicitor be authorized and directed to amend By-law No. 87-144, appointing Municipal Weed Inspectors under The Weed Control Act, to permit the appointment of the following 12 inspectors:

R. Yanke	A. Mancini
R. Pyne	A. Boers
P. Booker	R. Farthing
D. Cowan	C. Gibbs
D. Pomfret	P. Tompkins
J. Pook	D. Boyer

CARRIED.

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It was moved by Alderman Agostino and seconded by Alderman Merling that Rule No. 8 of the City's Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution dealing with the Windemere Basin Clean-up. **CARRIED.**

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Section 34 Re: Windemere Basin - Hamilton Harbour Commission

It was moved by Alderman Agostino and seconded by Alderman Merling that the following be added to the Fifth Report of the Transport and Environment Committee as Section 34.

34. (a) That the Hamilton Harbour Commission be requested to immediately stop all dumping in the area of the Windemere Basin from the Streetsville site until the Ministry of the Environment has completed it's investigation and full assurances are given that clean soil is being used as fill in the Windemere Basin.

(b) The Hamilton Harbour Commission representatives be requested to appear before a special meeting of City Council to discuss the issue of the Windemere Basin dumping. **CARRIED.**

Recorded vote to put the question on motion re: Windemere Basin Dumping

YEAS: Aldermen McCulloch, Drury, Morelli, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico. -9.

NAYS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Copps, Wilson, Charters, Ross. -8.

CARRIED.

PARKS AND RECREATION COMMITTEE - SEVENTH REPORT

Section 1 Re: **Sell food and alcoholic beverages - Portuguese Association of St. Michael the Archangel - Annual Festival of the Holy Spirit.**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson -1. **CARRIED.**

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Section 2 Re: **Sell beer - Hamilton and District Slo-Pitch Association - Softball Tournament - Globe Park**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson -1. **CARRIED.**

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Section 3 Re: **Sell food and alcoholic beverages - United Way of Burlington, Hamilton-Wentworth - Dundurn Park Pavilion - Annual Meeting**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson -1. **CARRIED.**

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PLANNING AND DEVELOPMENT COMMITTEE - SEVENTH REPORT

Section 9 Re: Crown Point West/Stipeley Phase II - P.R.I.D.E. Programme

It was moved by Alderman Merling and seconded by Alderman Drury:

That Section 26 of the Fifth Report of the Transport and Environment Committee respecting the closing and sale of the road allowance of Belview Avenue and that Section 9 of the Seventh Report of the Planning and Development Committee respecting the Crown Point West/Stipeley Phase II P.R.I.D.E. Programme, be deleted. **CARRIED.**

FINANCE AND ADMINISTRATION COMMITTEE - NINTH REPORT

Section 19 Re: Sunday Shopping - City of Hamilton declared a "tourist area"

Alderman Jackson declared personal interest in, took no part in the debate and refrained from voting. Alderman Jackson owns a store that could be affected.

It was moved by Alderman Ross and seconded by Alderman Cooke that section 19 of the Ninth Report of the Finance and Administration Committee be referred back. **LOST.**

Recorded vote on Section 19

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Morelli, Agostino, D'Amico. -7.

NAYS: Aldermen Cooke, Kiss, Copps, Wilson, Eisenberger, Charters, Merling, Anderson, Ross. -9. **LOST.**

FINANCE AND ADMINISTRATION COMMITTEE - TENTH REPORT

RESOLUTIONS

It was moved by Alderman Merling and seconded by Alderman Drury that the following resolution be adopted:

WHEREAS the City closed portions of Belview and Beck Avenues (truck access into Glendale Spinning Mills factory) in 1989 to form part of Belview Park; and following the closure, transport trucks accessed the factory by backing up Primrose Avenue, a local residential road presenting a potential hazard/threat to the safety of the residents; and

WHEREAS it is in the public interest to reroute heavy trucks to the factory loading docks with access from Barton Street;

NOW THEREFORE, IT IS RECOMMENDED THAT:

(a) (i) The Director of Property negotiate a ten year lease of certain CP Rail land to provide a truck access route to Glendale Spinning Mills warehouse from Barton Street (subject to prior agreement with the owner of the industrial property on the participation of the City and Glendale Spinning Mills) and further that the proposed lease be referred to Council for consideration/approval.

(ii) In the event that, as a condition by the industrial property owner of their full participation in the resolution of the truck access issue, the City is requested to stop up, close and sell a further portion of Belview Avenue, that the Transport and Environment Committee consider and make appropriate recommendations to Council, prior to finalization of any lease by the City of CP Rail land.

(b) Subject to the above, that:

(i) funds be allocated from the Crown Point West/Stipeley Phase II P.R.I.D.E. Programme at a total estimated cost of seventy thousand dollars ($70,000), 50% Provincial and 50% Municipal for the purpose of relocating CP Rail's tracks and installing a hard surface on the leased access; and

(ii) the Law Department be authorized to apply for O.M.B. approval of the ten year lease because of the ongoing annual rental costs payable to CP Rail that are not covered by the P.R.I.D.E. Programme.

CARRIED.

It was moved by Alderman Merling and seconded by Alderman Anderson that the resolution respecting Glendale Spinning Mills be amended by adding the following at the end of (a) (ii):

"subject to public hearings on this issue." **CARRIED.**

NOTICE OF MOTION

Mayor Morrow gave notice that he would move a motion at the next meeting of City Council regarding Federal Funding for Co-op Housing.

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It was moved by Alderman Kiss and seconded by Alderman Ross that the Reports of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee and resolutions, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Ross that the following Bills be now read a first time:

A-29, A-30, A-31, A-32, A-33, A-34, A-35, A-36, A-37, A-38
C-47, C-48
H-22.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Ross that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

A-29, A-30, A-31, A-32, A-33, A-34, A-35, A-36, A-37, A-38
C-47, C-48
H-22.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0. **CARRIED.**

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Consideration of the Bills (second reading).

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It was moved by Alderman Kiss and seconded by Alderman Ross that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-29, A-30, A-31, A-32, A-33, A-34, A-35, A-36, A-37, A-38
C-47, C-48
H-22.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Ross that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-29, A-30, A-31, A-32, A-33, A-34, A-35, A-36, A-37, A-38
C-47, C-48
H-22.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 9:25 o'clock p.m.

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Taken as read and approved.

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Mayor R. M. Morrow

J. J. Schatz, City Clerk
1992 April 14

CORRESPONDENCE

Correspondence:

1. Letter dated 1992 April 15 from Warren E. Schofield respecting the Licensing Committee's recommendation to deny his Cab Driver's Licence application.

Recommendation: **Be Received.**

TAXI LICENCE COMMITTEE
WARREN E SCHOFIELD

AF 1.

TO CITY CLERKS OFFICE

RE: J. SCHATZ:

TO FURTHER EXPLAIN MY CONCERNS OF APRIL 8 6:00pm, MEETING OF THE TAXI COMMISSION ON MY BEHALF I FEEL I DESERVE ANOTHER CHANCE TO BETTER EXPLAIN MY SITUATION, AS THE INFORMATION GATHERED BY THE COMMISION WAS NOT FULLY UNDERSTOOD NOR WERE THE CONDITIONS OF THE TRIAL WHICH TOOK PLACE ON NOV 22 1991, AS THE ACTUAL CHARGE TOOK PLACE ON JUNE 27 1990 AND I FEEL I WAS LOOKED UPON AS A RECENT OFFENDER WHO HAD NOT THE TIME TO POSSITIVLY CHANGE ~~OR~~ AND DETACH HIMSELF FROM PAST ACTIVITIES AND MAINTAIN A POSSITIVE LIFESTYLE, AND THE FACT THAT MY GUEST HAD NOT THE OPPERTUNITY TO SPEEK ON MY BEHALF I WOULD LIKE TO BE CONSIDERED FOR ANOTHER CHANCE TO BETTER EXPLAIN MYSELF ON A DATE OF YOUR CONVIENIENCE

THANK YOU:

Warren E Schofield

P.S. VETRANS TAXI WILL HIRE ME.
I HAVE OBTAINED NEW LETTERS SUPPORTING MY APPLICATION.
I HAVE A WIFE AND 2 CHILDREN TO SUPPORT I NEED THIS JOB TO STAY OFF SOCIAL ASSISTANCE

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **EIGHTH** Report for 1992 and respectfully recommends:

1. (a) That City Council accept a payment schedule to provide for the payment of arrears by the Hamilton Steelers Soccer Club, in equal monthly instalments commencing 1992 May 1 and continuing during the next two year option period of the lease agreement until fully paid as outlined in Appendix "A" attached hereto.

   (b) That rental payment for the 1992 - 1993 season of $1,150.00 per game be made within one (1) week prior to each game and practice dates, or that the Club provide a letter of credit in favour of the City of Hamilton in an amount sufficient to guarantee payment of the two years lease agreement rental which commences 1992 March 15.

   (c) That permission be granted to the Hamilton Steelers Soccer Club to exercise their option to renew the existing lease agreement for an additional two year period as stipulated in Part 1, Section 3 (b) of the Lease Agreement.

   (d) That an appraisal of the electronic score board at Brian Timmis Stadium be undertaken and that a tax receipt in the appraised amount be issued to the Hamilton Steelers Soccer Club for the donation of the score board subject to a Transfer Agreement being entered into between the Hamilton Steelers Soccer Club and the City of Hamilton satisfactory to the City Solicitor.

   (e) That a personal line of credit, equal to the amount owed the City, be provided by the Hamilton Steelers Soccer Club to the City of Hamilton.

   (f) That the Parks and Recreation Committee request the Finance and Administration Committee to review the issue of the Hamilton Steelers Soccer Club - Rental Arrears for the use of Brian Timmis Stadium.

2. (a) That a designate of the Hamilton Historical Board be authorized to attend the Legal Affairs Symposium organized by the Canadian Museum Association to be held in Ottawa, 1992 May 7 to May 9.

(b) That the expenses to attend the symposium be charged to Legislative Travel Account No. CH55201 10010.

3. (a) That approval be given to waive rental fees for the use of Parkdale Arena on Sunday, 1992 June 7 for the "After Four Committee" to hold a card show to raise funds for their Committee.

(b) That all tables, chairs and concession stands required for this event be the responsibility of the "After Four Committee".

(c) That clean up or any associated labour charges associated with this event be the responsibility of the "After Four Committee".

4. That approval be given to Stoney Creek Women's Slo-Pitch League to sell beer on the occasion of their Slo-Pitch Tournament to be held at Globe Park on Saturday, 1992 July 11, subject to the following terms and conditions:

(a) That proof of $2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.

(b) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.

(c) That the applicant assume responsibility for all labour-related costs as a result of this event.

5. That Public Works Department staff be authorized to advise adjacent area residents of the "Grass Maintenance Naturalization programme" through signage and information notices.

6. That Public Works Department staff be authorized to advise all Citizen Park Planning Groups of the proposed funding level in the 1993 portion of the 1992 - 2001 Capital Budget for the Park Development and Redevelopment programme.

7. That an amount not to exceed $2,000.00 be used from the Children's Museum Trust Fund to purchase a display case and that this expenditure be financed from Trust Fund Account No. CH5X999 00403 (Children's Museum).

8. That the ownership of an ice boat model from the Dundurn Castle collection be transferred to the Marine Museum of the Toronto Historical Board.

9. That leave be granted to introduce the following Bill:

Bill B-2 By-law to Establish An Elderly Persons Centre at the Sackville Hill Seniors' Recreation Centre

Respectfully Submitted,

ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE

Kevin C. Christenson
Secretary

1992 April 21

Appendix "A" as referred to in
Section 1 of the EIGHTH Report
of the Parks and Recreation
Committee for 1992

(1) The outstanding miscellaneous charges for stadium clean up, etc. in the amount of $8,147.18 be paid in full by April 30, 1992.

(2) The outstanding rental for use of stadia facilities for 1990 in the amount of $16,800.00, and the outstanding rental for 1991 in the amount of $25,746.00, for a total of $42,546.00, be paid in instalments of $2,000.00 per month, commencing May 1, 1992 and continuing during the next two year option period to lease the stadia, until fully paid.

(3) The Club submit financial statements, in accordance with the lease agreement, for 1990 and 1991, which provides for the Club to pay to the City 3% of the net profit from the sale of food and non-alcoholic beverages, and 10% of the gross sales of programs, souvenirs and novelty items and that the Club remit the outstanding payment for these items in equal monthly instalments commencing May 1, 1992 and continuing during the next two year option period to lease the Stadia until fully paid.

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **EIGHTH** Report for 1992 and respectfully recommends:

1. That approval be given to Zoning Application 91-78, Artaban Non-Profit Homes Inc., prospective owner, requesting a change in zoning from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) District to "E-2" (Multiple Dwellings) District modified for Block "1", and a modification to the "H" (Community Shopping and Commercial, etc.) District for Block "2", to permit the development of the subject lands for a four (4) storey, 29 unit apartment building and parish hall, for the property located at 322-330 Charlton Avenue West, shown as Block "1" and Block "2" on the attached map marked as Appendix "A", on the following basis:

   (a) That Block "1" be rezoned from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) District to "E-2" (Multiple Dwellings) District;

   (b) That the "E-2" (Multiple Dwellings) District regulations as contained in Section 11B of Zoning By-Law No. 6593, applicable to Block "1", be modified to include the following variances as special requirements:

      (i) That notwithstanding Section 11B(2)(ii) of Zoning By-Law No. 6593, no building or structure shall exceed four (4) storeys or 14.0 m in height;

      (ii) That notwithstanding Section 11B(5) of Zoning By-Law No. 6593, no building or structure shall exceed a maximum gross floor area of 2206.0 m^2 and twenty-nine (29) dwelling units;

      (iii) That Section 11B(3)(i)(b) of Zoning By-Law No. 6593 shall not apply within 46.0 m of the easterly lot line of Block "2", however a minimum front yard depth of 4.3 m shall be provided and maintained for the remaining lot frontage;

      (iv) That Section 11B(3)(ii)(b) of Zoning By-law No. 6593, shall not apply to the easterly lot line;

(v) That notwithstanding Section 11B(6) of Zoning By-law No. 6593, a minimum landscaped area of 406.0 m^2 shall be provided and maintained on the lot;

(vi) That notwithstanding Section 18A(1)(a) of Zoning By-Law No. 6593, not less than twelve (12) parking spaces shall be provided and maintained on the lot;

(vii) That Section 18A(1)(c) of Zoning By-law No. 6593, shall not apply;

(viii) That notwithstanding Section 18A(7) of Zoning By-law No. 6593, a 1.0 m portion of the required 6.0 m parking space length may be raised;

(ix) That Section 18A(11)(a) of Zoning By-law No. 6593, shall not apply to the westerly lot line;

(x) That Section 18A(25) of Zoning By-law No. 6593, shall not apply;

(c) That the "H" (Community Shopping and Commercial, etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593, applicable to Block "2", be modified to include the following variance as a special requirement:

(i) That Section 14(3) of Zoning By-law No. 6593, shall not apply to the existing church only;

(d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1269, and that the subject lands on Zoning District Map W13 be notated S-1269;

(e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W13 for presentation to City Council;

(f) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;

(g) That the approved Kirkendall North Neighbourhood Plan be amended by redesignating Block "1" from "Single and Double Residential" to "Medium Density Apartments".

2. That the Chairman of the Committee of Adjustment, or his nominee, be authorized to attend the 1992 Annual Conference of the Ontario Association of Committees of Adjustment and consent Authorities to be held for three days, 1992 May 31 - June 3 in Windsor, Ontario, at an expense not exceeding $900 to be charged to Account No. CH55201-10010, Legislative Travelling.

3. That the Building Commissioner be authorized to issue a demolition permit for the following properties:

   (a) 168 Emerson Avenue.
   (b) 473 Upper Sherman Avenue

4. That a Commercial Facade Loan in the amount of nine thousand, three hundred and seventy dollars ($9,370.) be approved for Steve Culibrk, 224 Ottawa Street North, Hamilton at an interest rate of 4 1/8 percent amortized over 10 years.

5. The Director of Community Development be authorized to process the following grant/loan(s) for:

   (a) David and Janet Robertson
   1077 Central Avenue

   (b) Robert and Dorothy Franks
   251 Hunter Street West

   in the amounts not to exceed $7,500. The actual amount of grant or loan to be determined by inspection of the property under the Property Standards By-law 74-74 and pursuant to Regulation 506 (R.R.O. 1980) under The Housing Development Act for the Ontario Home Renewal Programme.

6. (a) That a Hamilton Emergency Loan (H.E.L.P.) in the amount of one hundred and sixty ($160.) be approved for Doreen Ondriska, 122 Wexford Avenue North, Hamilton at an interest rate of 8 percent amortized over 1 year; and,

   (b) That because of the small amount involved, the normal policy of Registering a Lien on Title is not recommended and the sole security will be the Promissory Note.

7. That approval be given to City Initiative 85-F to amend Zoning By-law No. 6593, as amended by By-law No. 86-223, by providing for a revised definition of "Outdoor Patio" on the following basis:

(a) That subsection 2.(2)D. of Zoning By-law No. 6593, as amended by By-law No. 86-223, be further amended by deleting clause (viia) and substituting in lieu thereof the following:

(i) "Outdoor Patio" shall mean an outdoor area used in conjunction with any establishment licensed under The Liquor Licence Act, where seating accommodation is provided and meals or refreshments are served to the public for consumption on the premises.

(b) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 for presentation to City Council.

(c) That the proposed by-law is in conformity with the Official Plan for the Hamilton Planning Area.

8. A. That approval be given to Zoning Application 90-61, 662016 Ontario Limited, (Bayfield Green Development Company), owner, requesting a change in zoning from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District (Block "1"), and from "C" (Urban Protected Residential, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District (Block "2"), to permit development of the subject lands for a retail plaza in conjunction with adjoining lands located to the north, for the property located at 1471 Upper James Street, shown as Blocks "1" and "2" on the attached map marked as Appendix "B", on the following basis:

(a) That Block "1" be rezoned from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District;

(b) That Block "2" be rezoned from "C" (Urban Protected Residential, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District;

(c) That the "G" (Neighbourhood Shopping Centre, etc.) District regulations, as contained in Section 13 of Zoning By-law No. 6593, applicable to Blocks "1" and "2", be modified to include the following variances as special provisions:

(i) That notwithstanding Section 13.(3)(i), a front yard of a depth of not less than 6.0 m shall be provided and maintained along the entire westerly boundary of Block "2";

(ii) That Section 13.(3)(ii) shall not apply;

(iii) That a minimum 6.0 m wide landscape strip shall be provided and maintained along the entire westerly boundary of Block "2".

(d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Section S-1270, and the subject lands on Zoning District Map E-9D be notated S-1270;

(e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-9D for presentation to City Council;

(f) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

B. That the amending By-law not be forwarded for passage by City Council until such time as:

(a) the applicant assembles and appropriately rezones the adjoining lands to the south, up to the proposed mid-block collector road;

(b) the applicant applies for and receives approval of a site plan including adjoining lands to the north, and south up to the proposed mid-block collector road, and incorporates the applicable "Urban Design Guidelines for Upper James Street"; and,

(c) the City Solicitor has been notified by the applicant (Bayfield Green Development Company) that a satisfactory mutual right-of-way agreement(s) have been entered into with the property owners to the north (R. Yates and T. Yates) to provide permanent access to Upper James Street and the proposed mid-block collector road.

9. A. That approval be given to amended Zoning Application 92-02, J.V. Gates (in trust), owner, requesting a further modification to the established "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations, to permit the conversion of the existing building, including a new one storey addition on top of the existing building, to permit a residential care facility for the accommodation of 70 qualified senior citizens, for property located at 124 Walnut Street South, as shown on the attached map marked as Appendix "C", on the following basis:

(a) That the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations as contained in Section 11 of Zoning By-law No. 6593 as amended by By-law No. 86-179, applicable to the subject lands, be further amended to include the following variances as special requirements:

(i) That notwithstanding Section 11(1) of Zoning By-law No. 6593, the following uses shall be permitted within the existing building at the date of the passing of the By-law, and within a new one storey addition on top of the building:

(1) a residential care facility for the accommodation of not more than 70 residents being qualified Senior Citizens; and,

(2) a beauty parlour/barber shop as an accessory use.

(ii) That an amenity area of not less than 167 m^2 shall be provided and maintained within the building;

(iii) That Section 11(7) of Zoning By-law No. 6593, shall not apply;

(iv) That Section 18(3)(vi)(b)(iii) of Zoning By-law No. 6593 shall not apply to the canopy for the ramp for the physically handicapped located within the westerly side yard;

(v) That the yard setback requirements as contained in Section 2(b) of By-law No. 86-179 shall be extended to apply to the new one storey addition on top of the existing building;

(vi) That Section 2 (c) of By-law No. 86-179 be amended by changing the number "20%" in the third line to "14.7%", so that the revised clause (c) reads as follows:

"notwithstanding subsection 11(6) of By-law No. 6593, not less than 14.7% of the area of the lot on which the building is situate shall be landscaped;"

(vii) The provisions of Section 2(b), (c) as amended, (d), (e), and (f) of By-law No. 86-179 shall apply to the subject lands.

(b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-950a, and that the subject lands on Zoning District Map E-5 be notated S-950a; and,

(c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-5 for presentation to City Council;

(d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;

B. That the applicant enter into an encroachment agreement with the City of Hamilton for the portions of the building, steps and retaining wall which encroach upon the Walnut Street road allowance.

10. A. That approval be given to Official Plan Amendment No. 110 to redesignate Blocks "1" and "2" from "Open Space" to "Residential", and to remove the affected portions of Blocks "1" and "2" from the "Hazard Lands" designation, and that the City Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton Wentworth.

B. That approval be given to amended Zoning Application 91-18, Vedemo Construction Limited, owner, for changes in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District (Block "1"); from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District (Block "2"); and from "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District to "RT-20" (Townhouse - Maisonette) District (Block "3"), to permit development of the subject lands for two (2) single-family dwellings and townhouses, in conjunction with development of adjoining lands to the south, for lands located on the west side of Bow Valley Drive and south of Highridge Avenue, as shown on the attached map marked as Appendix "D", on the following basis:

(a) That Block "1" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;

(b) That Block "2" be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District;

(c) That Block "3" be rezoned from "D" (Urban Protected Residential, One and Two - Family Dwellings, Townhouses, etc.) District to "RT-20" (Townhouse - Maisonette) District;

(d) That the "C" (Urban Protected Residential, etc.) District regulations as contained in Section 9 of Zoning By-law No. 6593, applicable to Block "1", be modified to include the following variance as a special requirement:

(i) That notwithstanding Sections 9(3)(ii) and 9(3)(iii) of Zoning By-law No. 6593, no building or structure, except a fence, shall be set back less than 7.5 m from the "top of bank" along the west limit of Block "1";

(e) That the "RT-20" (Townhouse - Maisonette) District regulations as contained in Section 10E of Zoning By-law No. 6593, applicable to Block "2", be modified to include the following variance as a special requirement:

(i) That notwithstanding Section 10E(4)(b) of Zoning By-law No. 6593, no building or structure, except a fence, shall be set back less than 7.5 m from the "top of bank" along the west limit of Block "2";

(f) That the "RT-20" (Townhouse-Maisonette) District regulations applicable to the lands shown as Block "4" be further amended as follows:

(i) The subsection 1. of Section 2. of By-law No. 76-161 be amended by adding the wording, "except a fence" after the word "structure" in the first line, by changing the dimension "25 feet" in the second line to "7.5 m", and by substituting the wording "top of bank" for the wording "edge of the ravine" after the word "the" in the second line, so that the revised Section reads as follows:

"2.1 No building or structure, except a fence, shall be set back less than 7.5 m from the top of bank extending along the west limit of Block "1".

(g) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as S-487a, and that the subject lands on Zoning District Map E-124 be notated S-487a;

(h) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-124 for presentation to City Council;

(i) That the proposed changes in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No. 110 by the Regional Municipality of Hamilton Wentworth;

(j) That the Riverdale East Neighbourhood Plan be amended by redesignating Block "1" from "Park and Recreational" to "Single and Double Residential", by redesignating Block "2" from "Park and Recreational" to "Attached Housing" and by redesignating part of Block "3" from "Single and Double Residential" to "Attached Housing".

C. That the amending By-law not be forwarded for passage by City Council until such time as the applicant submits a survey plan showing the "top of bank" to the satisfaction of the Hamilton Region Conservation Authority, for those lands adjacent to the Stoney Creek Ravine forming part of the subject lands.

11. That approval be given to amended Zoning Application 91-87, Tyka Investments Limited, owner, requesting a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District (Block 1) and "RT-20" (Townhouse-Maisonette) District (Block 2) to permit the development of the subject lands for small lot single-family dwellings and townhouses for property located at 1158 Upper Wentworth Street, as shown on the attached map marked as Appendix "E", on the following basis:

(a) That Block "1" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District;

(b) That Block "2" be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District;

(c) That the "RT-20" (Townhouse-Maisonette) District regulations, as contained in Section 10E of Zoning By-law No. 6593, applicable to Block "2", be modified to include the following variance as a special requirement:

(i) that a visual barrier of not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the westerly limit of the District.

(d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1271, and that the subject lands on Zoning District Map E-18B be notated S-1271;

(e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593, and Zoning District Map E-18B for presentation to City Council;

(f) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area; and,

(g) That the Crerar Neighbourhood Plan be amended to redesignate Block "2" from "Single and Double" to "Attached Housing".

12. That leave be granted to introduce the following Bills:

(a) Bill C-49 A By-law to amend Zoning By-law No. 6593 respecting lands located in the area south of Rymal Road East and west of the proposed extension of Upper Wentworth Street

(b) Bill C-50 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 165 Burton Street

(c) Bill C-51 A By-law to adopt Official Plan Amendment No. 109 respecting text changes to subsection C.7 - Residential Environment and Housing Policy and subsection D.9 - Notification and Public Participation Procedure of the Hamilton Official Plan

(d) Bill C-52 A By-law to amend Zoning By-law No. 6593 as amended by By-law 86-223 respecting Definition of "Outdoor Patio"

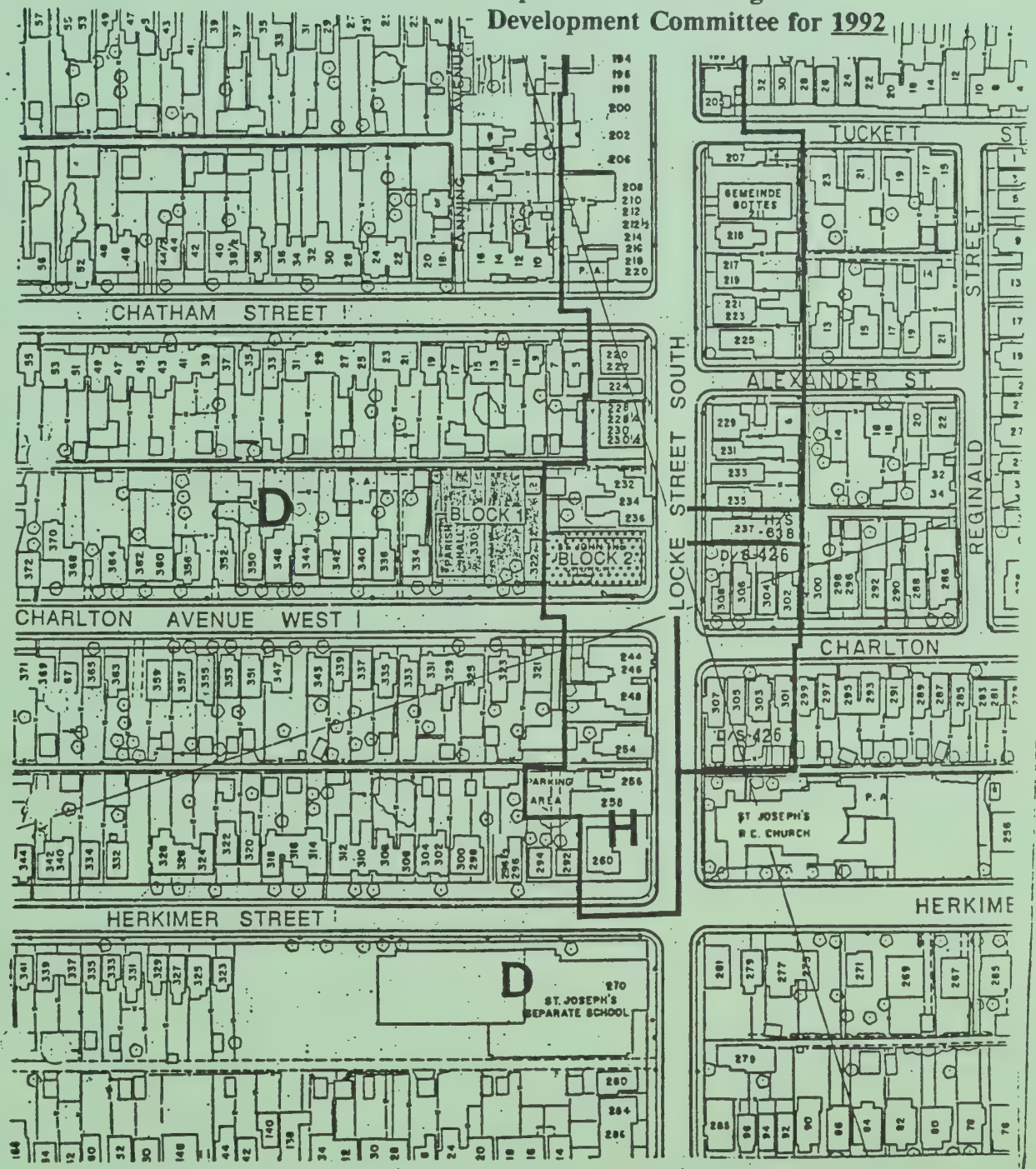
(e) Bill C-53 A By-law to amend Zoning By-law No. 6593 respecting lands located west of Upper Sherman Avenue and south of Stone Church Road East

Respectfully submitted,

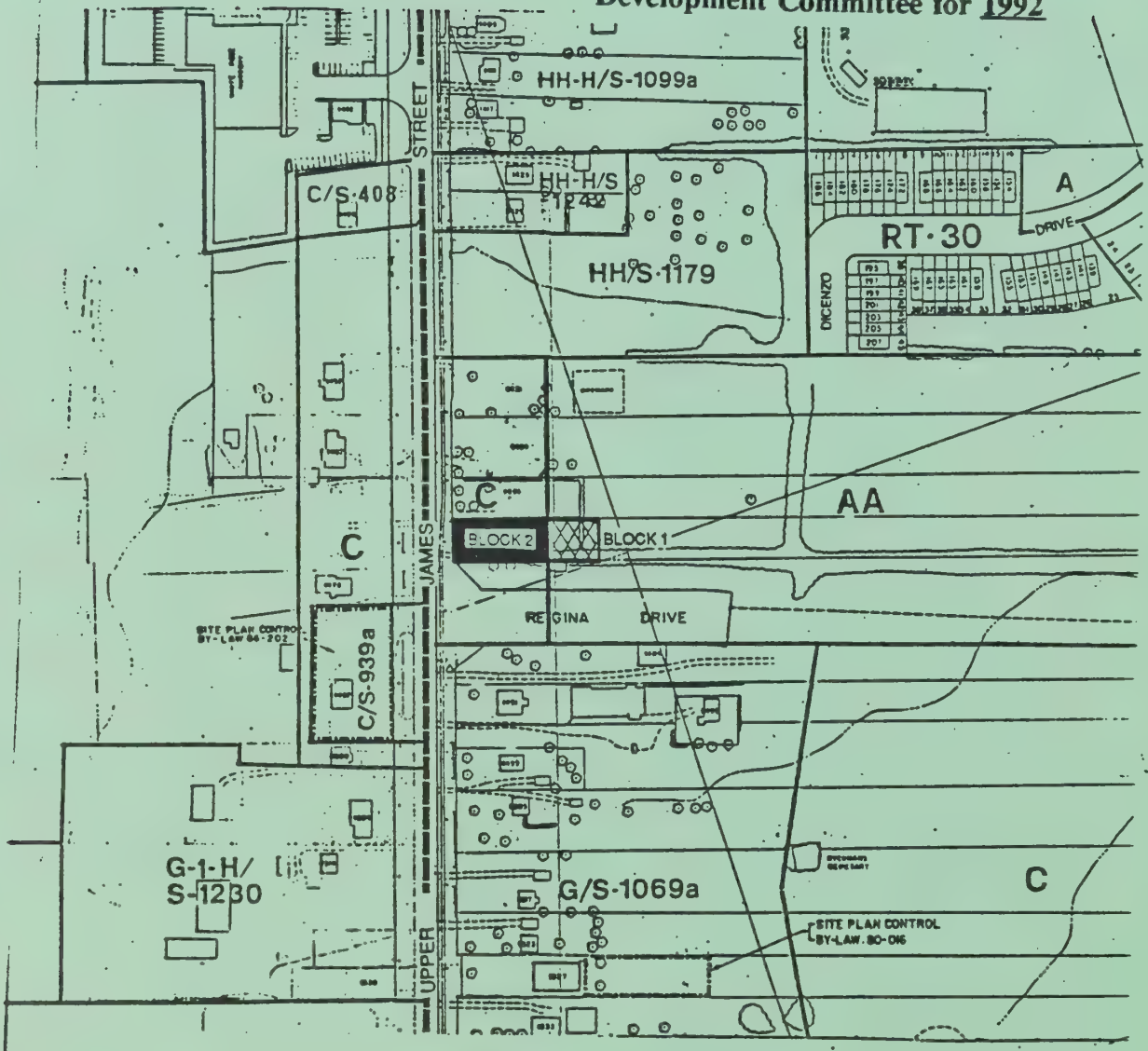
ALDERMAN D. DRURY, CHAIRPERSON
PLANNING AND DEVELOPMENT COMMITTEE

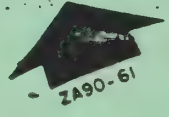
Tina Agnello
Secretary
1992 April 22

Appendix "A" referred to in Section 1 of the Eighth Report of the Planning and Development Committee for 1992



Appendix "B" referred to in Section 8A of the Eighth Report of the Planning and Development Committee for 1992





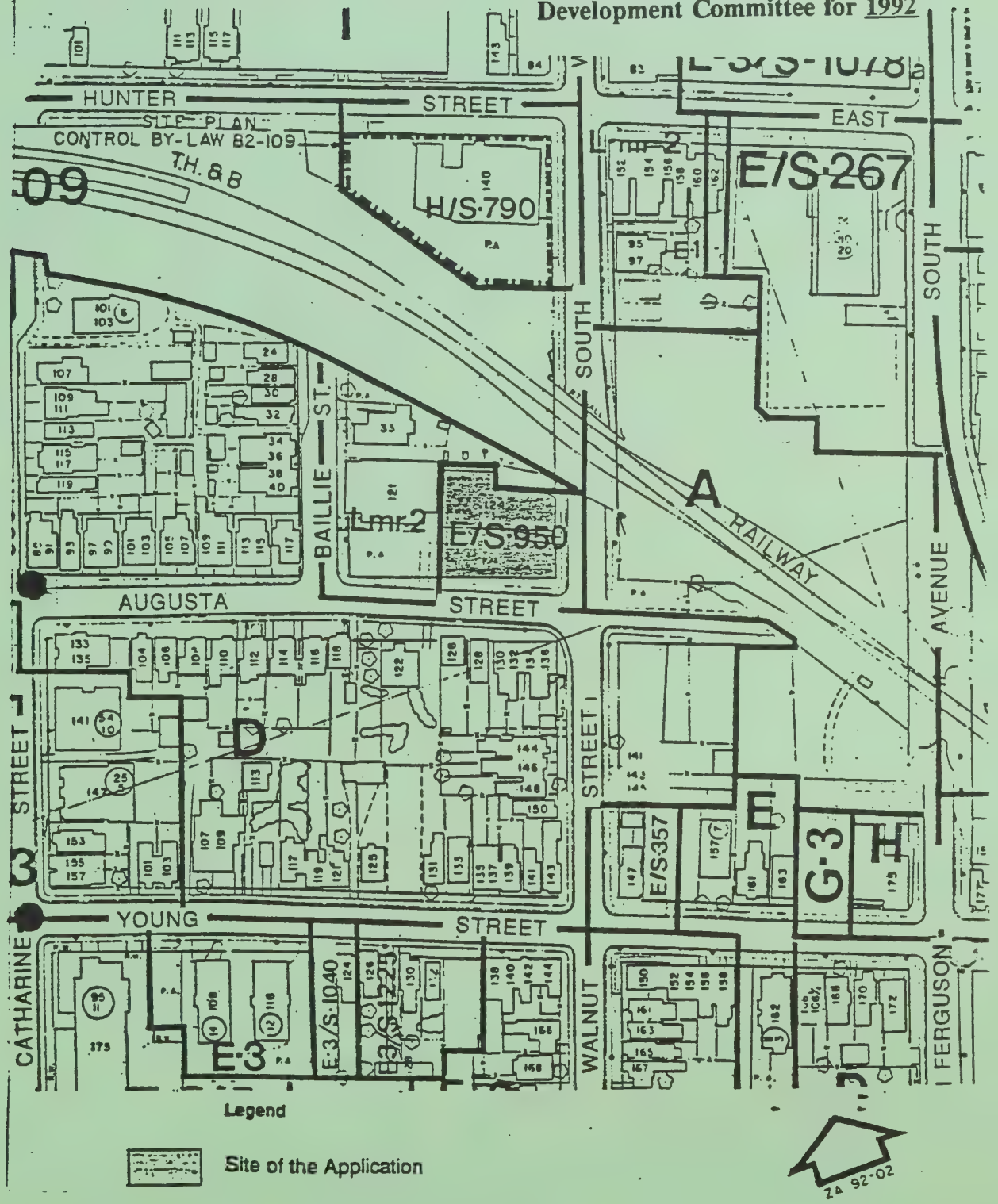
Legend

Proposed change in zoning from:

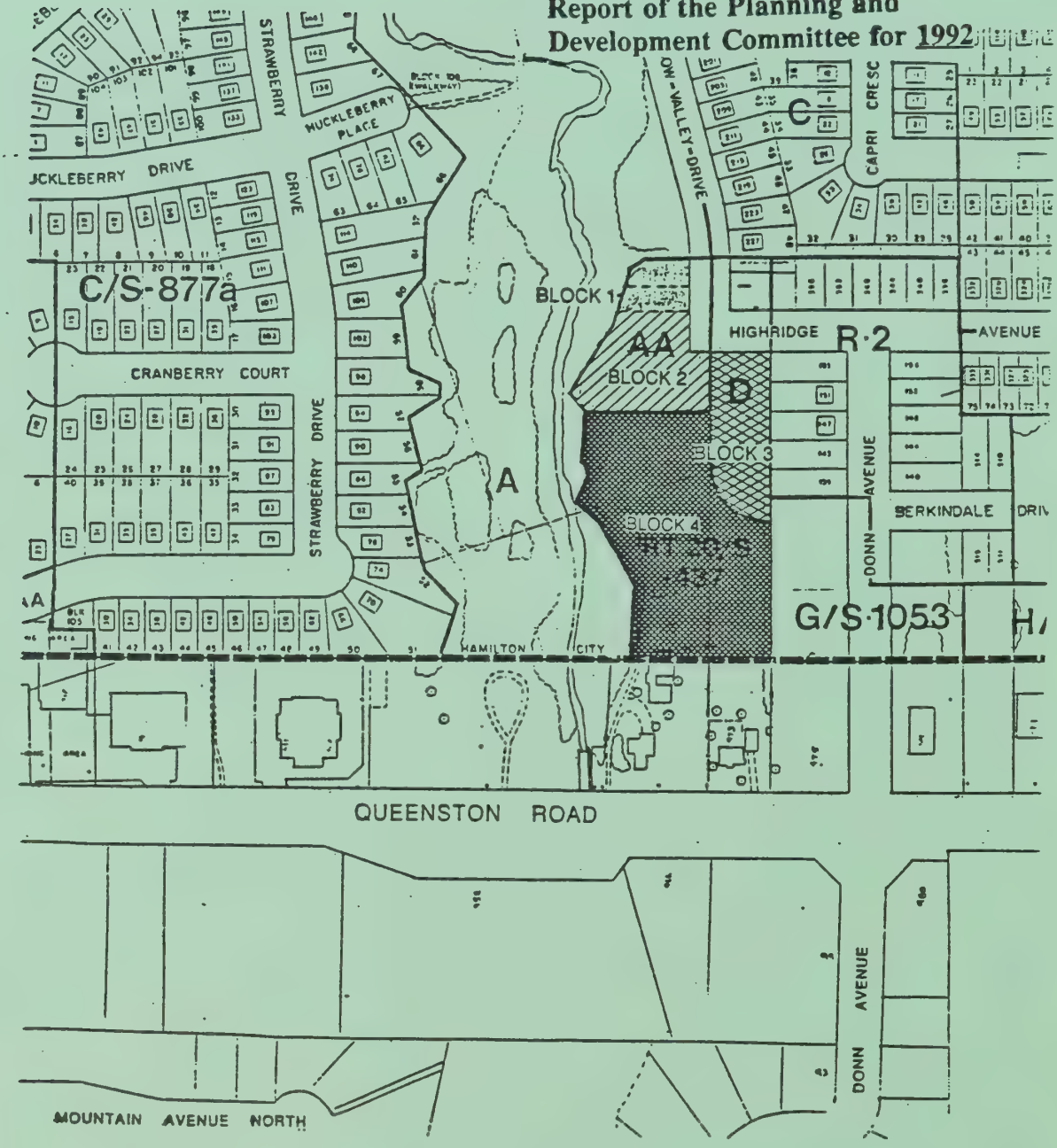
BLOCK 1 — "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District.

BLOCK 2 — "C" (Urban Protected Residential, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District.

Appendix "C" referred to in Section 9A of the Eighth Report of the Planning and Development Committee for 1992



Appendix "D" referred to in Section 10B of the Eighth Report of the Planning and Development Committee for 1992



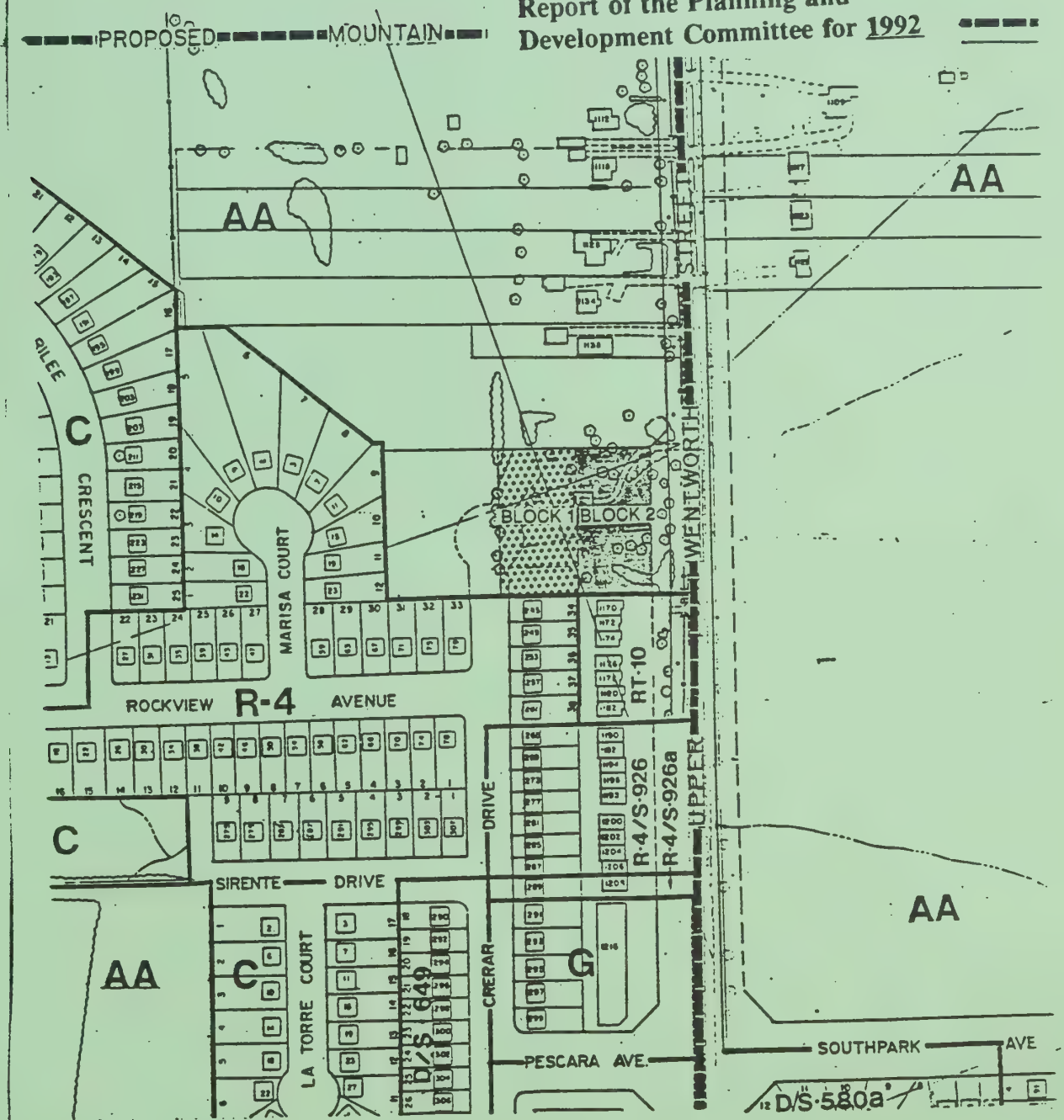
Legend

Proposed change in zoning from :

BLOCK 1		"AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.
BLOCK 2		"AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District.
BLOCK 3		"D" (Urban Protected Residential-One and Two Family Dwellings, Townhouses, etc.) District to "RT-20" (Townhouse-Maisonette) District.
BLOCK 4		Lands to be further amended

ZA 91-18

Appendix "E" referred to in Section 11 of the Eighth Report of the Planning and Development Committee for 1992



Legend

Change in zoning from "AA"(Agricultural District to:

BLOCK 1 — "R-4" (Small Lot Single-Family Detatched) District.

BLOCK 2 — "RT-20" (Street-Townhouse) District.

REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **THIRD** Report for 1992 and respectfully recommends:

1. That the Cab Driver Licence application of Moshern Shabanian, #7 - 1 East 37th Street, Hamilton be denied on the grounds of the applicant's extensive driving record.

   Mr. Shebanian attended before the Licensing Committee at their meeting of 1992 April 09 to show cause why he should be granted a Cab Driver Licence in view of his extensive driving record.

   The Committee reviewed Mr. Shebanian's driving record and noted the staff recommendation to deny. Mr. Shabanian spoke on his own behalf and agreed that his driving record was not good. However he stated that two of the charges had occurred as a result of misunderstandings. The Licensing Committee considered Mr. Shebanian's application and subsequently made the foregoing recommendation.

2. That the Cab Driver Licence application of Warren E. Schofield, 39 Parkdale Avenue South, Hamilton be denied on the grounds of the applicant's extensive criminal record.

   Mr. Schofield attended before the Licensing Committee at their meeting of 1992 April 09 to show cause why he should be granted a Cab Driver Licence in view of his extensive criminal record.

   The Committee reviewed Mr. Schofield's criminal record and noted the staff recommendation to deny. Mr. Schofield spoke on his own behalf and advised the Committee that he was trying to get his life back in order, had complied with the recommendations of his parole and had completed a drug assessment programme.

After consideration the Licensing Committee made the foregoing recommendation.

RESPECTFULLY SUBMITTED

ALDERMAN T. COOKE
CHAIRPERSON
CITY OF HAMILTON LICENSING COMMITTEE

Stella Glover
Secretary

1992 April 08

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **ELEVENTH** Report for 1992 and respectfully recommends:

1. That the surplus funds of $579,047.96 from the 1991 Reserve for the Replacement of Mobile Equipment to replace fully depreciated equipment be returned to the Reserve for the Replacement of Mobile Equipment.

2. That the surplus of $113,091.40 from the 1990 Reserve for the Replacement of Mobile Equipment to replace fully depreciated equipment be returned to the Reserve for the Replacement of Mobile Equipment.

3. That as referred to in Section 18 of the Fifth Report of the Finance and Administration Committee adopted by City Council 1992 April 14, the City's share of services for "Orchard Park Estates Addition" subdivision in the amount of $4,175. be financed from the Reserve for City's Share of Services through Unsubdivided Lands, Account Centre No. CH00107.

4. (a) That the Hamilton AIDS Network for Dialogue and Support be granted permission to use the City Hall forecourt and related equipment on Sunday, 1992 May 24 from 12:00 noon until approximately 4:30 p.m. to begin a 10 km. Walk-a-thon and end with a barbecue for walkers and volunteers.

   (b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.

5. That the Otigheim Orchestra Canadian Tour be granted permission to use the City Hall forecourt and related equipment on Wednesday, 1992 July 22 at 12:00 noon to present a concert.

6. That approval be given to the action taken by the City Clerk in authorizing the Ontario Building Officials Association to hold a meeting in the Council Chambers on Thursday, 1992 April 23 from approximately 7:00 - 10:00 p.m.

7. That the listing of Appointments To and Terminations From Permanent positions with the Corporation of the City of Hamilton to 1992 April 14, attached herewith and marked Appendix "A", be approved.

8. That a purchase order be issued to Time Software, Toronto for the supply and delivery of various software packages as and when required for a 12 month term, commencing 1992 May 2nd, being the lowest of four tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that these expenditures be financed through various approved Accounts.

9. That the 1992 invoice from Information Builders for software maintenance in the amount of $53,516.56 (plus G.S.T.) be authorized for payment from Account CH5609X-26021 (User Software).

10. That the 1992 mill rates for the City of Hamilton be approved, and the mill rates for the Region and Boards of Education be received to be included for billing purposes in accordance with Column (10) of the Schedule attached herewith and marked Appendix "B".

11. (a) That the City of Hamilton welcome and host the Academic Folklore Group from Ljubljana, Slovenia at the forecourt of City Hall with refreshments in the Council foyer, on Thursday, 1992 August 20th at 2:00 p.m.;

    (b) That the cost for this reception be charged to the Special Civic Receptions and Delegation Hosting Account CH55314 84010 in the amount of $375.; and,

    (c) That the flag of Slovenia be flown from City Hall at the time of the ceremony.

12. (a) That a loan guarantee to a maximum of $100,000. be provided to the Canadian Country Music Association in support of Country Music Week in 1993 in Hamilton, to be repaid from initial revenues of the event, and that this amount ($100,000.) be set aside in the "Reserve for Contingency" account.

    (b) That a grant of $20,000. to the Canadian Country Music Association be approved for payment in 1993 and committed as a first charge against the 1993 Special Receptions and Delegation Hosting account.

    (c) That the above financial support be subject to submission of audited financial statements by C.C.M.A., and an agreement satisfactory to the City Solicitor for the recovery of the loan guarantee funds, as necessary.

13. That whereas the authority to legislate and legalize casino gambling falls within the mandate of the Province of Ontario and recognizing that this is solely a Provincial matter, the City of Hamilton declines to either endorse or oppose casino gambling in Ontario.

14. (a) That in light of the present economic difficulties and the downturn in construction activity, City Council authorize a public meeting to be called and advertised in accordance with Section 4 of the Development Charges Act to consider the following proposed amendments which have the effect of reducing development charges by 40%:

(i) That sentence 8.(1) of By-law 90-74 be amended to read:

Type of Residential Unit	Per Unit
- single detached dwelling, semi-detached dwelling, row dwellings	$1,723.20
- two or more bedroom apartment	$1,216.38
- bachelor and one bedroom apartment	$ 658.87

(ii) That sentence 13.(1) be amended to read:

Subject to the provisions of this part and this by-law, development charges against land to be developed for non-residential use shall be calculated and collected at the base rate of $6,927.60 per hectare.

(iii) That sentence 13.(2) be amended to read:

Where the gross floor area of a building is greater than 50% of the gross area of the lot on which the building is or is to be located, a surcharge shall be applied at the rate of $1.4208 per square metre to that portion of the building that is greater than 50% of the gross area of the lot.

(iv) That the rates be retroactive to 1992 January 1.

(b) For the information of the members of City Council, the Staff Subcommittee will report back to the Finance and Administration Committee in 1993 March on the effect of the development charge reduction and recommend development charges from 1993 July 1 onwards. The Staff Subcommittee will also examine and report back to the Finance and Administration Committee on a method for exempting infill commercial, industrial, and residential development, and on developing a method for calculating development charges and other service charges where the overall charges are excessive and impede development of land.

15. That subject to the approval of the Ukrainian Canadian Congress, Hamilton Branch, the monument commissioned by them be installed on City Hall grounds at the site west of the western limit of the City Hall building itself as indicated on the site plan attached herewith and marked Appendix "C".

16. (a) That approval be given to the action taken in hosting a small civic luncheon on Saturday, 1992 April 18th at a cost of $277.94 to honour the last surviving relative of General Crerar, and to thank Brigadier Todd and his family for their donation of the sterling silver tray which had been presented to General Crerar by the City in Hamilton in 1945.

(b) That the cost of this reception be charged to the Special Civic Receptions and Delegation Hosting Account CH55314 84010.

17. (a) That the standard letterhead, that includes the use of the City logo, attached herewith and marked Appendix "D", be adopted for use by City Departments;

(b) That related-stationery for City Departments (envelopes and business cards) incorporate the same design concepts; and,

(c) That the use of the letterhead and related stationery be phased in only as existing supplies are exhausted.

18. That the City of Hamilton Data Centre Renovation Project be retendered, as all six bids received were incomplete.

19. That the following salary classifications be approved:

Position Title	Function	Grade	Salary
General Foreman/ woman (Forestry)	Manages, co-ordinates and directs the operations of the Forestry Section.	K	$47,412.56 - $55,811.08
General Foreman/ woman (Beautification)	Manages, plans and co-ordinates the operations of the Beautification and Greenhouse Sections.	K	$47,412.56 - $55,811.08

20. That the resolution from the Canadian Housing and Renewal Association respecting support for efforts to keep a viable social housing sector in place, attached herewith and marked Appendix "E", be received.

21. That the submission of the City of Etobicoke to the Minister of Municipal Affairs respecting proposed Amendments to the Provincial Municipal Conflict of Interest Act, attached herewith and marked Appendix "F", be received.

22. That the following resolution from the City of Kingston respecting proposed Municipal Conflict of Interest regulations be received:

> WHEREAS the Province of Ontario has proposed new Municipal Conflict of Interest regulations;
>
> AND WHEREAS enforcement of these quidelines could be done through the existing system of provincial courts which are funded by the Province;
>
> AND WHEREAS the proposed Conflict of Interest regulations create a new bureaucracy called the Office of the Municipal Conflict of Interest Commissioner, to enforce the regulations instead of the Courts;
>
> AND WHEREAS the proposed Conflict of Interest regulations stipulate that the cost of the new bureaucracy should be borne by Municipalities;
>
> THEREFORE BE IT RESOLVED that the City of Kingston inform the Minister of Municipal Affairs and local MPPs that the creation of a new Office of Municipal Conflict of Interest Commissioner is acceptable only if the cost of this new bureaucracy is borne by the Province.

23. (a) That the Province be requested to extend its deadline to the Consultation Process on the Open Local Government Proposal on Municipal Conflict of Interest to enable the Association of Municipalities of Ontario to deal with the proposals;

(b) That the Draft legislation on the Open Local Government Proposal by the Minister of Municipal Affairs be referred to the Association of Municipalities of Ontario;

(c) That the Province be advised that the City of Hamilton does not support the creation of the proposed Office of the Municipal Conflict of Interest Commissioner;

(d) That the "bona fide error of judgement" defence not be deleted; and,

(e) That the Province be advised that the City of Hamilton does not support the proposal for the Province to have the first right of refusal to purchase surplus municipal lands.

24. That leave be granted to introduce the following Bills:

(a) Bill H-23 A By-law to authorize the Levy of a Special Charge in respect of: Barton Street East #1 Business Improvement Area generally covering both sides of Barton Street from the West side of Wellington Street to the east side of Wentworth Street.

(b) Bill H-24 A By-law to authorize the Levy of a Special Charge in respect of: Westdale Village Business Improvement Area generally covering King Street West and the area of the intersection of Cline Avenue and King Street West and extending to an area west of Newton Avenue and Sterling Street.

(c) Bill H-25 A By-law to authorize the Levy of a Special Charge in respect of: The International Village Business Improvement Area generally covering both sides of King Street East between Mary Street and Wellington Street North.

(d) Bill H-26 A By-law to levy the Special Charges for 1992 for the Improvement Area in the area between King William Street, Mary Street, Main Street East and James Street, designated by By-law 82-151.

(e) Bill H-27 A By-law to authorize the Levy of a Special Charge in respect of: The Concession Street Business Improvement Area generally comprised of lands covering Concession Street between East 18th Street and East 25th Street.

(f) Bill H-28 A By-law to authorize the Levy of a Special Charge in respect of: The Main Street West Esplanade Business Improvement Area generally comprised of lands on the east and west sides of Main Street West between Locke Street on the west and Queen Street on the east.

(g) Bill H-29 A By-law to authorize the Levy of a Special Charge in respect of: The Ottawa Street North Business Improvement Area generally covering Ottawa Street North between Main Street East and extending to an area north of Barton Street East.

(h) Bill H-30 A By-law to fix the Total Rates of Taxation for Municipal, Regional and School Purposes for the Year 1992.

(i) Bill H-31 A By-law to fix the Rates of Taxation for Municipal Purposes for the Year 1992.

(j) Bill H-32 A By-law to fix the Rates of Taxation for Regional Purposes for the Year 1992.

(k) Bill H-33 A By-law to fix the Rates of Taxation for School Purposes for the Year 1992.

(l) Bill H-34 A By-law to levy an Annual Tax on Telephone Companies doing business in Ontario respecting: The Bell Telephone Company of Canada. (to repeal By-law #91-088)

(m) Bill H-35 A By-law to levy an Annual Tax on Telephone Companies doing business in Ontario respecting: The Bell Telephone Company of Canada.

(n) Bill H-36 A By-law to authorize the Borrowing of $8,000,000. to Finance Bank Overdrafts as and when they Arise from Current Expenditures.

(o) Bill H-37 A By-law to confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

ALDERMAN D. ROSS, CHAIRPERSON
FINANCE AND ADMINISTRATION COMMITTEE

Susan K. Reeder
Secretary
1992 April 23

Appendix "A" referred
to in Section 7 of the
Eleventh Report of the
Finance and Administration
Committee for 1992.

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Maurice Beauchamp	Traffic Checker	Traffic	Deceased	14 years, 5 months	25/03/92
Ms. Leora Burton	Junior Cost Control Clerk	Culture & Recreation	Retired	21 years, 5 months	31/03/92
Mr. John Crane	Director, Copps Coliseum	H.E.C.F.I.	Terminated	7 years, 7 months	28/02/92
Mr. Francis Gallant	Truck Driver (Districts)	Public Works	Resigned	12 years, 3 months	21/03/92
Mr. Brian Hotrum	Treasury Officer IV	Treasury	Terminated	31 years, 10 months	07/04/92

H-8

Prepared 14/04/92

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Ms. Ann Apkarian	Section Account (14)	Treasury	Replacing Mr. B. Dickson - promoted	$31,627.96 to $35,941.36	02/03/92
Ms. Barbara Fisher	Box Office Clerk (6)	H.E.C.F.I.	Replacing Ms. S. Gruba - promoted	$22,622.60 to $25,082.20	06/04/92
Mr. Richard Gadawski	Horticultural Technical Assistant (A-12A)	Public Works	Replacing Ms. P. Ulbinas - promoted	$44,607.68 to $51,110.28	08/04/92
Mr. Joel Luke	Rink Attendant I (D-16B)	Culture & Recreation	Replacing Mr. J. Allen - promoted	$33,910.24 to $34,326.24	02/03/92
Mr. Leslie Major	Foreman/Woman I (11-C)	Public Works	Replacing Mr. Don Danby - retired	$37,408.28 to $44,771.48	30/03/92
Mr. Danny Mazzocato	Truck Driver (D-13A)	Public Works	Replacing Mr. M. Murphy - returned to former position	$33,076.16 to $33,987.20	09/03/92
Mr. Brad Merritt	Street Sweeper (D-14D)	Public Works	Replacing Mr. D. Mazzocato - returned to former position	$33,373.60 to $33,789.60	$09/03/92

Prepared 14/04/92

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Micheal Murphy	Truck Driver (D-13A)	Public Works	Replacing Mr. B. Merritt - returned to former position	$33,076.16 to $33,492.16	09/03/92
Ms. Agapi Pirkas	Claims Clerk (13)	Public Works	Replacing Ms. Kay Morden - promoted	$30,594.20 to $34,765.64	06/04/92
Mr. Douglas Rose	Chief License Inspector (M)	City Clerk's	Replacing Mr. R. Day - retired	$40,640.60 to $47,819.20	09/03/92
Mr. David Snape	Truck Driver (Districts) (D-13A)	Public Works	Replacing Mr. D. Yardley - reclassified	$33,076.16 to $33,492.16	21/03/92
Mr. David Yardley	Truck Driver (Districts) (D-13A)	Public Works	Replacing Mr. F. Gallant - terminated	$33,076.16 to $33,492.16	21/03/92

Prepared 14/04/92

Appendix "B" referred to in Section 10 of the Eleventh Report of the Finance and Administration Committee for **1992.**

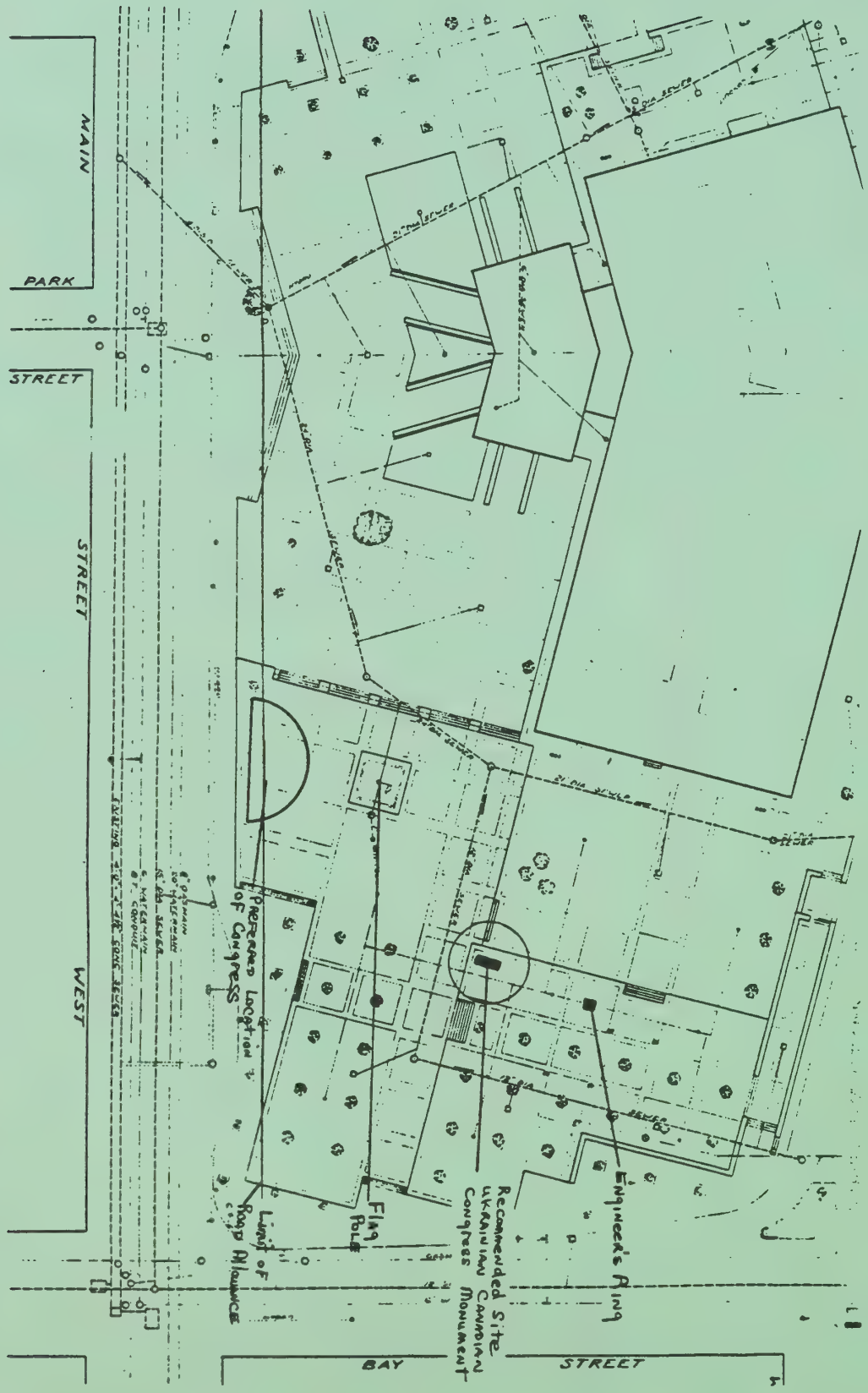
City of Hamilton
Treasury

COMPARISON OF COMPONENTS AND TOTAL MILL RATES FOR THE YEARS 1984 TO 1992 INCLUSIVE

Description (1)	1984 (2)	1985 (3)	1986 (4)	1987 (5)	1988 (6)	1989 (7)	1990 (8)	1991 (9)	1992 (10)	Increase + Decrease - 1991 to 1992 Mills (11)	% (12)
Residential											
City	69.7323	73.4019	79.3485	83.9779	87.7568	92.2114(1)	96.7685	98.6655	102.5572	3.8917+	3.94+
Region	56.8038	59.6126	63.5186	69.3371	73.3187	82.9278(1)	92.1727	99.6322	103.5133	3.8811+	3.90+
Sub Total	126.5361	133.0145	142.8671	153.3150	161.0755	175.1392	188.9412	198.2977	206.0705	7.7728+	3.92+
Education - Elementary	58.2132	65.4968	68.4729	73.9790	80.9599	86.5187	104.4188	106.5221	116.9462	10.4241+	9.79+
- Secondary	44.2715	45.1813	43.2464	54.3880	57.1976	62.4175	71.4700	71.2649	69.1713	2.0936-	2.94-
Sub Total	102.4846	110.6781	111.7193	128.3670	138.1575	148.9362	175.8888	177.7870+	186.1175	8.3305+	4.69+
Total Mill Rates	229.0207	243.6926	254.5864	281.6820	299.2330	324.0754	364.8300	376.0847	392.1880	16.1033+	4.28+
Non-Residential											
City	82.0379	86.3552	93.3512	98.7975	103.2433	108.4840	113.8453	116.0771	120.6555	4.5784+	3.94+
Region	66.8280	70.1325	74.7278	81.5731	86.2574	97.5621	108.4385	117.2144	121.7803	4.5659+	3.90+
Sub Total	148.8659	156.4877	168.0790	180.3706	189.5007	206.0461	222.2838	233.2915	242.4358	9.1443+	3.92+
Education - Elementary	68.4860	77.0551	80.5564	87.0341	95.2469	101.7867	122.8456	125.3201	137.5838	12.2637+	9.79+
- Secondary	52.0841	53.1545	50.8781	63.9859	67.2913	73.4324	84.0823	83.8410	81.3780	2.4630-	2.94-
Sub Total	120.5701	130.2096	131.4345	151.0200	162.5382	175.2191	206.9279	209.1611	218.9618	9.8007+	4.69+
Total Mill Rates	269.4360	286.6973	299.5135	331.3906	352.0389	381.2652	429.2117	442.4526	461.3976	18.9450+	4.28+

Notes: The 1992 mill rates were calculated based on the 1991 unrevised assessment for 1992 taxation.
(1) The mill rates in 1989 reflect the transfer of 3.3558 residential mills from the City of Hamilton to the Regional Municipality of Hamilton- Wentworth for the subsidized transit fare program within the City of Hamilton totalling $3,483,570.00 for the year 1989.

Appendix "C" referred
to in Section 15 of the
Eleventh Report of the
Finance and Administration
Committee for 1992.



Appendix "D" referred
to in Section 17(a) of the
Eleventh Report of the
Finance and Administration
Committee for 1992.



This is the appearance of the generic letterhead (except for colours) before a letter is printed on it....

Colours: Green - Pantone B354U
Blue - Pantone 293U

Appendix "E" referred to in Section 20 of the Eleventh Report of the Finance and Administration Committee for 1992.

DRAFT RESOLUTION

WHEREAS the latest Federal budget has slashed the planned commitments for social housing for 1992 from 12445 units to only 8216 units, a decline of 34%; and

WHEREAS the rate of Federal withdrawal from social housing programs has accelerated alarmingly from a 52% decline in the ten years between 1980 and 1990 (from 31,392 units to 15,130) to an almost comparable decline in only two years since then (down 46% since 1990); and

WHEREAS this reduction includes the complete cancellation of the Co-operative Housing Program which provides an alternative to the standard form of rental tenure; and

WHEREAS this decline in social housing allocations represents a tremendous loss of employment opportunities (in the order of 11,000 jobs) at a time when the housing industry is facing severe difficulties;

WHEREAS there are 880,000 renter households in Canada in core housing need and whose housing needs are unable to be served by the private market; and

WHEREAS there are more than 75,000 households on waiting lists for social housing in thirteen of the big cities alone and probably close to 200,000 households on waiting lists nationally (it is estimated that there are over 100,000 households on the waiting lists in Ontario alone); and

WHEREAS Canadians should have the right to adequate and affordable housing; and

WHEREAS a strong Federal presence in housing programs is essential to ensure equality of access to affordable housing by all Canadians; and

WHEREAS devolution of housing responsibility to the Provinces inevitably results in further devolution to municipalities whose revenue base cannot support ongoing housing operating subsidy costs and which are presently facing extraordinary financial pressures themselves as a result of declining transfer payments; and

THEREFORE BE IT RESOLVED that the communicate by telegram to the Prime Minister of Canada and area MPs its dismay at the disregard shown for the low and moderate income households in this country who are either trying to manage on some type of social assistance or pension or working on limited wages that do not permit access to adequate and affordable housing in the private market; and

BE IT FURTHER RESOLVED that the - in the same communication request the Prime Minister to rescind this reduction to the social housing programs and, as a minimum, restore the allocations, including the Co-operative Housing Program to the planned level of commitment and further, that the Federal Government convene a meeting of federal and

provincial housing ministers and officials and representatives of the Federation of Canadian Municipalities, the Canadian Housing and Renewal Association, the Co-operative Housing Federation of Canada and the Canadian Home Builders Association to address the issue of the future funding of social housing programs.

City of Etobicoke

Appendix "F" referred to in Section 21 of the Eleventh Report of the Finance and Administration Committee for 1992.

MUNICIPAL CONFLICT OF INTEREST ACT

City of Etobicoke Council Submission to the Minister of Municipal Affairs

---

1. Council rejects the necessity for the proposed legislation and submits that amendments to the existing Municipal Conflict of Interest Act be considered.

2. Such amendments to the existing legislation should include:

a) discretion to the judge hearing a case under the Act to award a complainant's costs against a municipality where the judge considers it appropriate.

b) greater latitude to the judge to impose penalties where there is a breach of the Act. These penalties might allow discretion to impose fines or suspensions. [As the Act is now worded, the judge in addition to requiring restitution may only declare the seat vacant (and may disqualify the member for up to seven years) or the judge may not disqualify on grounds of inadvertence or bona fide error in judgment. There currently is no middle ground.] The Act should permit a judge to make a finding of bona fide error or inadvertence.

3. If the legislation is to proceed, the following matters be considered:

a) the only asset to be disclosed would be land holdings of the member, the member's spouse or any minor child of the member within the municipality or any immediately adjacent municipality.

b) neither income nor liabilities would be disclosed.

c) that given the difficulty with the definition, the reference to "gifts" be deleted from the legislation.

d) that the office of the Commissioner and all procedures relating to that office be deleted.

e) that a judge be permitted to make a finding of bona fide error.

BILLS

CITY COUNCIL

1992 April 28

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Establish:

AN ELDERLY PERSONS CENTRE AT THE SACKVILLE HILL SENIORS' RECREATION CENTRE

WHEREAS subsection 3(1) of the Elderly Persons Centres Act, R.S.O. 1990, Chapter E.4, provides as follows:

> (1) The council of a municipality may by by-law approved by the Minister provide for the establishment and operation of centres and may acquire by purchase, lease or otherwise real and personal property for that purpose;

AND WHEREAS clause 1(c) of the said Act provides as follows:

> (c) "centre" means all or part of a building or buildings maintained and operated to provide social, recreational or other services for elderly persons;

AND WHEREAS it is intended to establish an Elderly Persons Centre at Sackville Hill Seniors' Recreation Centre, so as to enable the Centre to become eligible for grants under the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. A centre within the meaning of the Elderly Persons Centres Act is hereby established, and shall be operated, at the site municipally known as 780 Upper Wentworth Street, being the Sackville Hill Seniors' Recreation Centre.

2. This by-law comes into force upon the approval of the Minister of Community and Social Services.

PASSED this day of , A.D. 1992.

City Clerk Mayor

(1992) 7 R.P.R.C. 5, April 14

Bill No. C-49

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED IN THE AREA SOUTH OF RYMAL ROAD EAST AND WEST OF THE PROPOSED EXTENSION OF UPPER WENTWORTH STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-18E and E-27E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

   (a) by changing from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District,

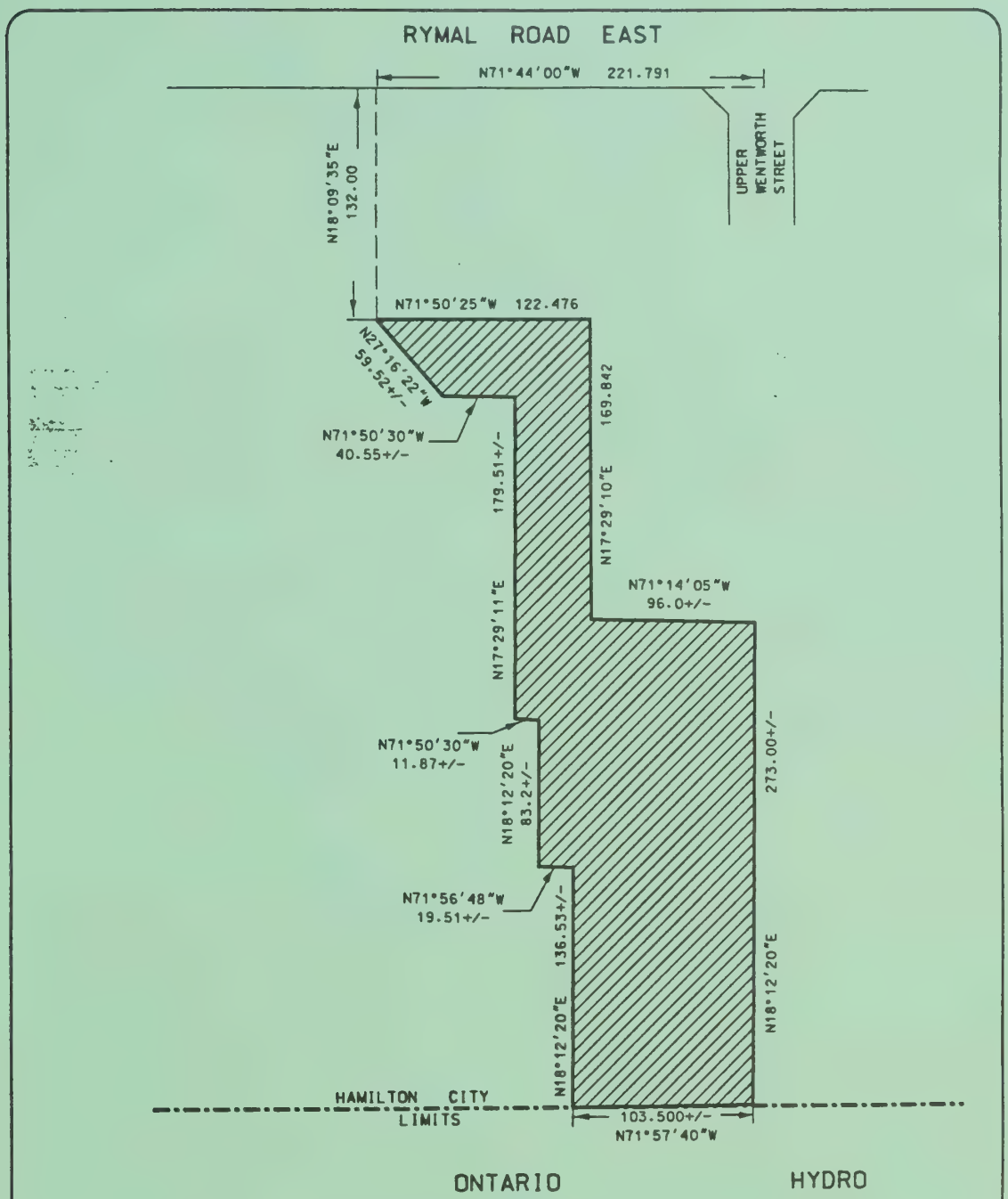
the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 6 R.P.D.C. 13, March 31
Benemar Construction Inc., Owner
ZA-91-73



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-____
Passed the _____ day of _____, 1992.

_____ Clerk

_____ Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 92-____
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend
Change in zoning from:

"C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 91-73
	Date	Drawn By
	APRIL, 1992	T.A.

Bill No. C-50

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 165 BURTON STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 108, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-11 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from "J" (Light and Limited Heavy Industry, etc.) District to "DE-3"-'H' (Multiple Dwellings - Holding) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE-3" (Multiple Dwellings) District referred to in section 1 shall be subject to the special requirements that,

   (a) upon receipt of notification from the Ministry of the Environment that the decommissioning process has been satisfactorily completed, and

   (b) upon the applicant/owner applying for and receiving approval of a Site Plan including a Noise Study,

the 'H' symbol shall be removed by amendment to this by-law, and the development of the lands referred to in section 1 may proceed in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 3 of this by-law.

3. The "DE-3" (Multiple Dwellings) District provisions, as contained in Section 10C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

   (a) notwithstanding Section 10C(3)(i)(b) of By-law No. 6593, a front yard not less than 3.0 m in depth shall be provided and maintained;

(b) notwithstanding Section 10C(3)(ii)(b) of By-law No. 6593, a side yard not less than 3.0 m in width shall be provided and maintained;

(c) notwithstanding Section 10C(3)(iii)(b) of By-law No. 6593, a rear yard not less than 15.0 m in depth shall be provided and maintained;

(d) notwithstanding Section 18.(8)(c) 1. of By-law No. 6593, a building distance separation of not less than 10.0 m shall be provided and maintained;

(e) notwithstanding Section 10C(5) of By-law No. 6593, not more than 24 multiple family dwelling units shall be permitted;

(f) notwithstanding Section 10C(6) of By-law No. 6593, not less than 30% of the lot area shall be provided and maintained as landscaped area;

(g) Section 18A(1)(c) of By-law No. 6593 shall not apply;

(h) a solid visual barrier not less than 2.0 m in height shall be provided and maintained along the northerly lot line;

(i) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the easterly side lot line, except for any area used for driveway access.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1267.

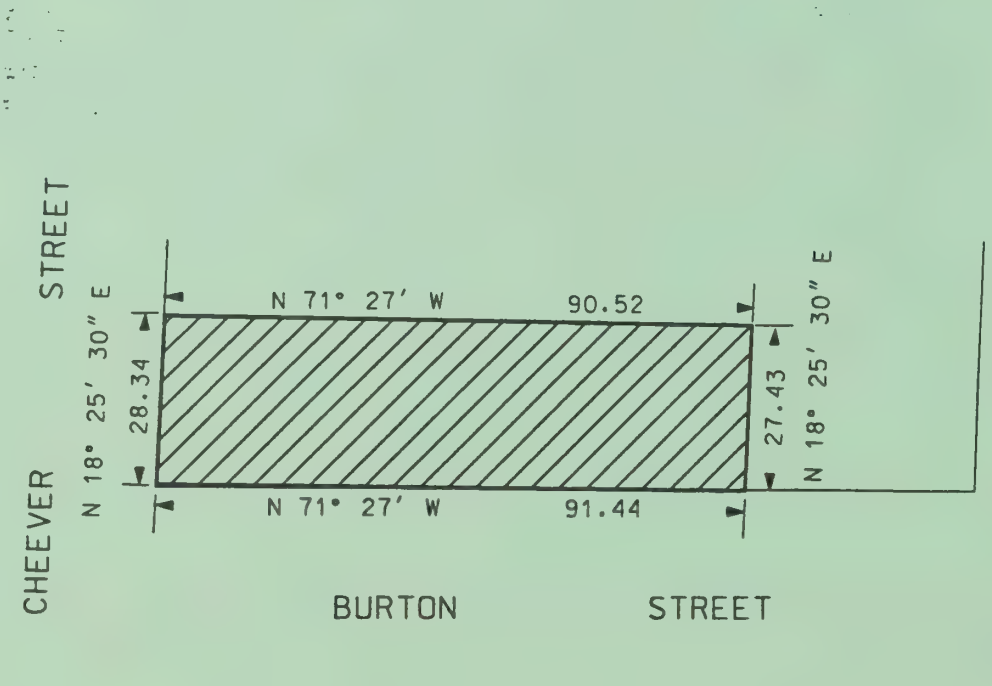
6. Sheet No. E-11 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1267.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 6 R.P.D.C. 1, March 31
Agommen Ltd., Prospective Owner
Amended ZA-91-69



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-____
Passed the _____ day of _____, 1992.

_____
Clerk

_____
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 92-____
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend
Change in zoning from:
"J" (Light and Limited Heavy Industry, etc.) District, modified, to "DE-3" -'H' (Multiple Dwellings-Holding) District, modified.

North	Scale	Reference File No.
	NOT TO SCALE	ZA-91-69
	Date	Drawn By
	MARCH, 1992	P.B.

Bill No. C-51

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Adopt:

Official Plan Amendment No. 109

Respecting:

TEXT CHANGES TO SUBSECTION C.7 - RESIDENTIAL ENVIRONMENT AND HOUSING POLICY and SUBSECTION D.9 - NOTIFICATION AND PUBLIC PARTICIPATION PROCEDURE OF THE HAMILTON OFFICIAL PLAN

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 109 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 7 R.P.D.C. 15, April 14
City Initiative

Amendment No. 109

to the

City of Hamilton Official Plan

The following text constitutes Official Plan Amendment No. 109.

Purpose

The purpose of this Amendment is to make text changes to the City of Hamilton Official Plan, required as a result of the completion of the reports entitled Housing Intensification Strategy, 1992 City of Hamilton Municipal Housing Statement Update and Streamlining the Planning Process - Implementation of Provincial Policy Statement Land Use Planning for Housing.

Basis

Text changes are required to Subsection C.7 - Residential Environment and Housing Policy as a result of the completion of the reports entitled Housing Intensification Strategy, 1992 City of Hamilton Municipal Housing Statement Update and Streamlining the Planning Process - Implementation of Provincial Policy Statement Land Use Planning for Housing. This Amendment will provide the implementation of the approved recommendations in the above-noted documents pertaining to the City of Hamilton Official Plan.

Actual Changes

The actual changes to the text of the Hamilton Official Plan are as follows:

1) Delete clause C.7.3 of Subsection C.7 - Residential Environment and Housing Policy in its entirety and replace with the following:

C.7.3 Council will encourage a RESIDENTIAL ENVIRONMENT of an adequate physical condition that contains a variety of housing forms that will meet the needs of present and future residents. Accordingly, Council will:

i) Encourage the maintenance, renovation and rehabilitation of RESIDENTIAL properties, subject to the provisions of Subsection C.5;

ii) Promote the restoration and/or rehabilitation of housing structures exhibiting Architectural or Historical merit, subject to the provisions of Subsection C.6;

iii) Support RESIDENTIAL development such as infilling, redevelopment and the conversion of non-residential structures that makes more efficient use of the existing building stock and/or physical infrastructure that is consistent and complements the established development pattern;

iv) Support RESIDENTIAL conversion of underutilized commercial space to residential which does not undermine the primary commercial use/ function of the neighbourhood, subject to the provisions of Subsection A.2.2;

v) Encourage new RESIDENTIAL development that provides a range of dwelling types at densities and scales compatible with the established development pattern;

vi) Support new RESIDENTIAL development that provides tenure options and a range of prices/rents for new dwellings that will be "affordable" to Hamilton residents;

vii) Encourage non-profit and co-operative housing organizations to provide a range of socially-assisted dwelling units for a variety of client types, in all areas of the City, at densities and scales compatible with the established development pattern;

viii) Support the concept of accessory apartments as-of-right in all areas of the City as regulated by the Zoning By-Law;

ix) Support the concept of a RESIDENTIAL community that provides a diversity of dwelling forms and housing options accessible to all Hamilton residents;

x) Encourage the development of a range of RESIDENTIAL care and short-term care facilities in all areas of the City through appropriate recognition in the Zoning By-Law;

xi) Encourage the rehabilitation and renovation of dwellings as an alternative to demolition in appropriate locations and circumstances, having regard to the preservation and maintenance of the amenity of the RESIDENTIAL area; and,

xii) Encourage development at densities conducive to the efficient operation of Public Transit and which utilizes designs or construction techniques that are energy efficient.

xiii) Support residential and neighbourhood development that respects safety concerns.

2) Delete clause C.7.5 of Subsection C.7 - Residential Environment and Housing Policy in its entirety and replace with the following:

C.7.5 Council will on an annual basis monitor and review housing market trends, the types and prices of new housing production, the supply of designated residential land by planning status, levels of housing affordability and the range of anticipated asking prices and/or rents of individual residential development applications with a view to revising priorities and/or identifying policy and program changes in order to better achieve housing production targets.

3) Add the following new clauses C.7.6, C.7.7 and C.7.8 to Subsection C.7 - Residential Environment and Housing Policy:

C.7.6 Council will encourage at least 25 percent of new RESIDENTIAL development in the City to be "affordable", consistent with Provincial Government definitions of housing affordability. This is to be achieved on a municipality-wide basis and reflected in the Neighbourhood Planning process. Accordingly, the range and type of new RESIDENTIAL development will be evaluated annually to determine consistency with Provincial Government criteria for "affordable" housing.

C.7.7 Council recognizes the importance of ensuring a sufficient supply of land for a range of residential uses. Accordingly, Council will ensure a minimum ten-year supply of residential land is maintained at all times as well as a continuous three-year supply of a combination of draft approved and/or registered lots and blocks on plans of subdivision.

C.7.8 Council recognizes the effective functioning of the planning approvals process as an important component to reduce housing cost. Accordingly, Council will, on a bi-annual basis, review the various development application processes in consultation with interested agencies and associations to identify potential constraints and undertake appropriate actions to ensure the identified constraints are addressed.

4) Renumber existing clauses C.7.6 through C.7.19 of Subsection C.7 - Residential Environment and Housing Policy accordingly; and,

5) Amend clause D.9.1 iii) of Subsection D.9 - Notification and Public Participation Procedure by deleting "30" and replacing it with "17".

Implementation

Provisions of Section D - Implementation of the Official Plan will apply to the implementation of this Amendment. A zoning by-law amendment will also give effect to some of the Official Plan policies.

This is Schedule "1" to By-law No. 92- , passed on the day of , 1992.

The Corporation of the

City of Hamilton

City Clerk

Mayor

Bill No. C-52

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593
As Amended by By-law No. 86-223

Respecting:

DEFINITION OF "OUTDOOR PATIO"

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 86-223 on the 22nd day of July 1986 to establish special requirements under Section 19B of Zoning By-law No. 6593 for "Outdoor Patios", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 8 of the 8th Report of the Planning and Development Committee at its meeting held on the 28th day of April 1992, recommended that By-law No. 6593, as amended by By-law No. 86-223, be further amended to provide for a revised definition of "Outdoor Patio";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 2.(2)D. of By-law No. 6593, as amended by Section 1 of By-law No. 86-223, is further amended by deleting clause (viia) and substituting in lieu thereof the following:

(viia) "Outdoor Patio" shall mean an outdoor area used in conjunction with any establishment licensed under the Liquor Licence Act, where seating accommodation is provided and meals or refreshments are served to the public for consumption on the premises;

2. In all other respects, By-law No. 86-223 is hereby confirmed, unchanged.

3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this day of A.D. 1992.

City Clerk Mayor

Bill No. C-53

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED WEST OF UPPER SHERMAN AVENUE AND SOUTH OF STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Block 1; and

   (b) by changing from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Blocks 2 and 3,

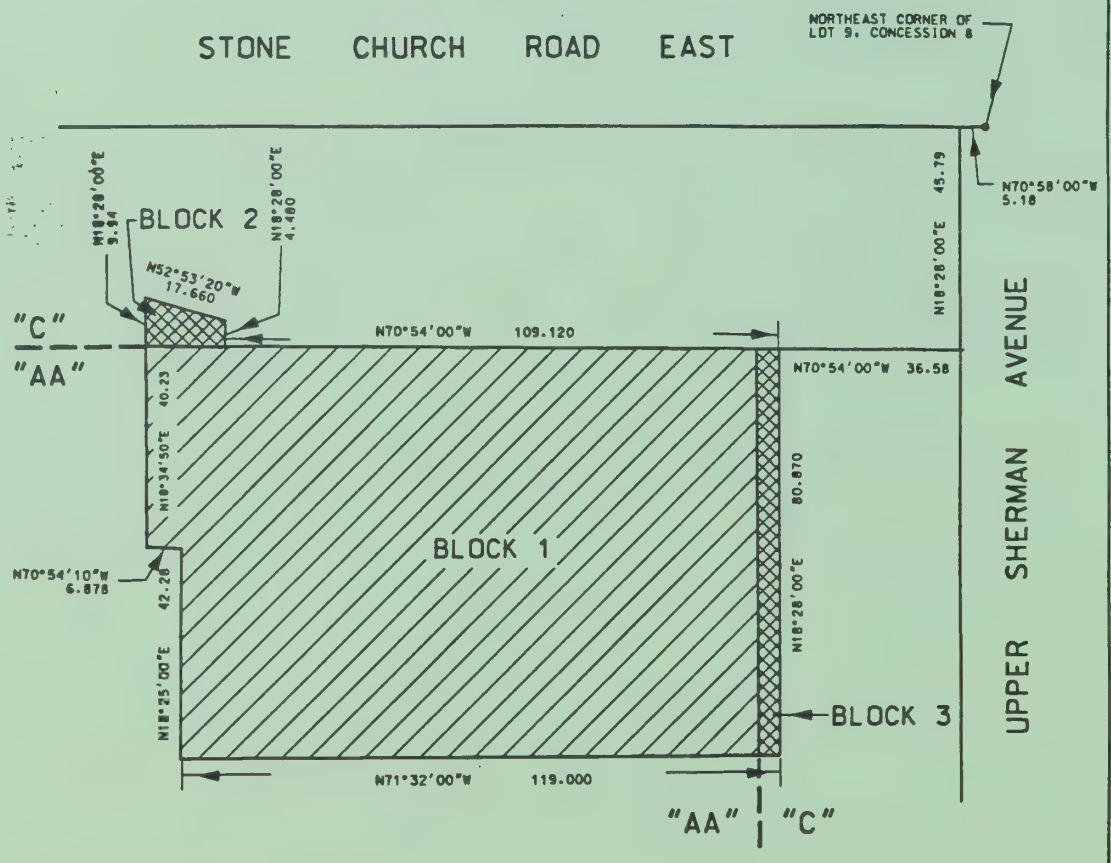
the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this day of A.D. 1992.

City Clerk Mayor

(1992) 7 R.P.D.C. 11, April 14
Joyce Maria Carnicelli and
Carriage Gate Homes Ltd., Owner
ZA-91-81



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 92-____
Passed the _____ day of _____, 1992.

_____ Clerk

_____ Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 92-____
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend
Changes in zoning from:

BLOCK 1 — "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District.

BLOCKS 2&3 — "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA91-81
	Date	Drawn By
	APRIL, 1992	T.A.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

BARTON STREET EAST #1 BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF BARTON STREET FROM THE WEST SIDE OF WELLINGTON STREET TO THE EAST SIDE OF WENTWORTH STREET

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 9 of the Third Report of the Planning and Development Committee on February 11, 1992 approved the amount of $5,000.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $5,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

CITY CLERK MAYOR

SCHEDULE "A"

To By-law No.

1.	Total assessed value of all the real property in the area used as the basis for computing business assessment.	$393,347.00
2.	The Mill Rate for the special charge is calculated by:	12.7114
	a) dividing the approved estimates of the Board of Management by	
	b) the total assessed value and	
	c) multiplying the result by 1,000	
3.	Approved estimate for 1992	$5,000.00

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

WESTDALE VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING KING STREET WEST AND THE AREA OF THE INTERSECTION OF CLINE AVENUE AND KING STREET WEST AND EXTENDING TO AN AREA WEST OF NEWTON AVENUE AND STERLING STREET

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 13 of the Third Report of the Planning and Development Committee on February 11, 1992 approved the amount of $25,000.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $25,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

CITY CLERK MAYOR

SCHEDULE "A"

To By-law No.

1.	Total assessed value of all the real property in the area used as the basis for computing business assessment.	$701768.00
2.	The Mill Rate for the special charge is calculated by:	35.6243
	a) dividing the approved estimates of the Board of Management by	
	b) the total assessed value and	
	c) multiplying the result by 1,000	
3.	Approved estimate for 1992	$25,000.00

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

THE INTERNATIONAL VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF KING STREET EAST BETWEEN MARY STREET AND WELLINGTON STREET NORTH

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 30 of the First Report of the Planning and Development Committee on January 14, 1992 approved the amount of $59,360.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $59,360.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

CITY CLERK MAYOR

SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. $1,077,573.00

2. The Mill Rate for the special charge is calculated by: 55.0868

   a) dividing the approved estimates of the Board of Management by

   b) the total assessed value and

   c) multiplying the result by 1,000

3. Approved estimate for 1992 $59,360.00

The Corporation of the City of Hamilton

BY-LAW NO. 92

To levy the Special Charges for 1992 for the Improvement Area in the Area between King William Street, Mary Street, Main Street East and James Street, designated by By-Law 82-151

WHEREAS, pursuant to Section 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, the Board of Management for the Improvement Are has submitted Estimates for the year 1992:

AND WHEREAS, a Special Charge is to be levied to raise the sum equal to the total of the Estimates.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Estimates of the Board of Management for the Improvement Area in the area between King William Street, Mary Street, Main Street East and James Street for 1992 in the amount of $199,000.00 are hereby approved.

2. In order to raise the said $199,000.00 there is hereby levied a mill rate of 24.7266 as a Special Charge on the persons in the area assessed for business assessment, in accordance with By-law 82-152, as follows:

(1) The assessed value of all the real property in the Areas used as the basis for computing business assessment (known herein as "the Total Assessed Value") is $8,946,124

(2) The assessed value of the real property that is used as the basis for computing the business assessment for Joymarmon Properties Inc with respect to the hotel business known as "The Royal Connaught Hotel" at 82 King Street East is 592,212
This is reduced by two-thirds 394,808
to produce the Reduced Assessed Value of that business: $197,404

(3) The assessed value of the real property that is used as the basis for computing the business assessment of Commonwealth Hospitality Ltd with respect to the hotel business known as "The Holiday Inn" at 150 King Street East is 754,938
This is reduced by two-thirds 503,292
to produce the Reduced Assessed Value of the business: $251,646

(4) "The Reduced Total Assessed Value" is $8,946,124 - (394,808+503,292): $8,048,024

(5) The Mill Rate for the Special Charge is calculated by:

(a) dividing the approved estimates of the Board of Management, $199,000

(b) by the Reduced Total Assessed Value, $8,048,024 and

(c) multiplying the result by 1,000: 24.7266

3. The portion of the Special Charge is to be paid by the hotel business in sub-paragraph 2.(2) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.

4. The portion of the Special Charge to be paid by the hotel business in sub-paragraph 2.(3) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.

5. The portion of the Special Charge to be paid by each of the other persons in the Area assessed for business assessment shall be determined by multiplying the assessed value of the real property that is used as the basis for computing the business assessment of such person by the Mill Rate.

PASSED this day of A.D. 1992

CITY CLERK MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

THE CONCESSION STREET BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS COVERING CONCESSION STREET BETWEEN EAST 18TH STREET AND EAST 25TH STREET

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 4 of the Seventh Report of the Planning and Development Committee on April 14, 1992 approved the amount of $8,425.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $8,425.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

CITY CLERK MAYOR

SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. $753,271.00

2. The Mill Rate for the special charge is calculated by: 11.1846

   a) dividing the approved estimates of the Board of Management by

   b) the total assessed value and

   c) multiplying the result by 1,000

3. Approved estimate for 1992 $8,425.00

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS ON THE EAST AND WEST SIDES OF MAIN STREET WEST BETWEEN LOCKE STREET ON THE WEST AND QUEEN STREET ON THE EAST

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 11 of the Third Report of the Planning and Development Committee on February 11, 1992 approved the amount of $4,000.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $4,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

CITY CLERK MAYOR

SCHEDULE "A"

To By-law No.

1.	Total assessed value of all the real property in the area used as the basis for computing business assessment.	$245,855.00
2.	The Mill Rate for the special charge is calculated by:	16.2698
	a) dividing the approved estimates of the Board of Management by	
	b) the total assessed value and	
	c) multiplying the result by 1,000	
3.	Approved estimate for 1992	$ 4,000.00

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

THE OTTAWA STEET NORTH BUSINESS IMPROVEMENT AREA

GENERALLY COVERING OTTAWA STREET NORTH BETWEEN MAIN STREET EAST AND EXTENDING TO AN AREA NORTH OF BARTON STREET EAST

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 28 of the 1st Report of the Planning and Development Committee on January 14, 1992 approved the amount of $85,000.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $85,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

CITY CLERK MAYOR

SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. $1,502,971.00

2. The Mill Rate for the special charge is calculated by: 56.5547

   a) dividing the approved estimates of the Board of Management by

   b) the total assessed value and

   c) multiplying the result by 1,000

3. Approved estimate for 1992 $85,000.00

The Corporation of the City of Hamilton

BY-LAW NO. 92-

TO FIX THE TOTAL RATES OF TAXATION FOR MUNICIPAL, REGIONAL AND SCHOOL PURPOSES FOR THE YEAR 1992

WHEREAS the Council of The Corporation of the City of Hamilton has approved By-laws 92- , 92- and 92- being By-laws to impose rates of taxation for the year 1992 for:

(a) Municipal purposes

(b) Regional purposes

(c) Education purposes

AND WHEREAS it is intended to consolidate herein the levies referred to in said by-laws.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The total rate to be levied against "residential" assessments determined as required by The Municipal Act:

   (a) by Public School supporters is 392.1880 on the dollar, and

   (b) by Separate School supporters is 392.1880 on the dollar.

2. The total rate to be levied against "non-residential" assessments determined as required by The Municipal Act:

   (a) by Public School supporters is 461.3976 on the dollar, and

   (b) by Separate School supporters is 461.3976 on the dollar.

3. This By-law comes into force on the date on which it is enacted by The council of The Corporation of the City of Hamilton.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 92-

TO FIX THE RATES OF TAXATION FOR MUNICIPAL PURPOSES FOR THE YEAR 1992

WHEREAS the Estimates for the year 1992 which set forth the revenues and expenditures of the Corporation of the City of Hamilton, were approved by the Council of the Corporation of the City of Hamilton on March 27, 1992, and

WHEREAS it is necessary to impose rates of taxation for the year 1992,

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. That there shall be levied and raised on the whole of the rateable property of the Corporation of the City of Hamilton in the amount of $1,005,608,300.00, of which $588,965,283.00 is Residential assessment and $416,643,017.00 is Non-residential assessment, the following rates of taxation:

   (1) For general municipal purposes 120.6555 mills producing $121,332,240.00

   (2) The amount to be levied and raised against "residential" assessments in the amount of $588,965,283.00 determined as required by The Municipal Act shall be reduced by $10,659,270.00 or 18.0983 mills in accordance with Section 7(3) of The Ontario Unconditional Grants Act 1975 ..... $ 10,659,270.00

   $110,672,970.00

2. The rate to be levied against "residential" assessments determined as required by The Municipal Act for Municipal purposes is 102.5572 mills on the dollar.

3. The rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Municipal purposes is 120.6555 mills on the dollar.

4. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

Bill NO. H-32

The Corporation of the City of Hamilton

BY-LAW NO. 92-

TO FIX THE RATES OF TAXATION FOR REGIONAL PURPOSES FOR THE YEAR 1992

WHEREAS the Regional Municipality of Hamilton-Wentworth has approved the requisition to The Corporation of the City of Hamilton for $120,626,042.00 representing the City of Hamilton's share of the cost of operating the Regional Municipality of Hamilton-Wentworth for the year 1992.

WHEREAS after the deduction of $9,045,380.00 of 1992 estimated shared revenues, the funds for which have been provided in the City of Hamilton 1992 Estimates, and the addition of the 1991 underlevy in the amount of $123,992.00, it is intended to levy against the ratepayers of the City of Hamilton the resulting net amount of $111,704,654.00 for the year 1992.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The estimated Corporation of the City of Hamilton's share of the Regional Municipality of Hamilton-Wentworth's 1992 levy, in the amount of $120,626,042.00 is hereby adopted as part of the 1992 Estimates of The Corporation of the City of Hamilton.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of $1,005,608,300.00 of which $588,965,283.00 is Residential assessment and $416,643,017.00 is Non-residential assessment, the following rates of taxation:

   (1) for Regional purposes 121.7803 mills producing..... $122,463,280.00

   (2) the amount to be levied and raised against "residential" assessments in the amount of $588,965,283.00 determined as required by The Municipal Act shall be reduced by $10,758,690.00 or 18.2670 mills in accordance with Section 7(3) of The Ontario Unconditional Grants Act 1975 ..... $ 10,758,630.00

   $111,704,650.00

   (3) the rate to be levied against "residential" assessments determined as required by The Municipal Act for Regional purposes is 103.5133 mills on the dollar

   (4) the rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Regional purposes is 121.7803 mills on the dollar

   (5) this by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 92-

TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES FOR THE YEAR 1992

WHEREAS the estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for school purposes, have been submitted to the Finance and Administration Committee of the City of Hamilton.

WHEREAS it is necessary to impose rates of taxation for the year 1992 for school purposes.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of $1,005,608,300.00, of which $588,965,283.00 is Residential assessment and $416,643,017.00 is Non-residential assessment, the following rates of taxation,

(a)	for Public School elementary purposes on all rateable property in the amount of $793,504,317.00 of which $429,035,878.00 is Residential assessment and $364,468,439.00 is Non-residential assessment, liable for Public School rates 137.5838 mills producing	$109,173,320.00
(b)	for Separate School elementary purposes 137.5838 mills on all rateable property in the amount of $212,103,983.00, of which $159,929,405.00 is Residential assessment and $52,174,578.00 is Non-residential assessment, liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing	29,182,070.00
(c)	for Public School secondary purposes on all rateable property in the amount of $793,504,317.00 of which $429,035,878.00 is Residential assessment and $364,468,439.00 is Non-residential assessment, liable for Secondary School rates 81.3780 mills producing	64,573,790.00
(d)	for Separate School Secondary purposes 81.3780 mills on all rateable property in the amount of $212,103,983.00 of which $159,929,405.00 is Residential assessment and $52,174,578.00 is Non-residential assessment liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing	17,260,590.00
		$220,189,770.00

(e) The amount to be levied and raised against assessments in the amount of $429,035,878.00 determined as required by The Municipal Act shall be reduced by $8,854,270.00 or 20.6376 mills which is the amount of the estimated revenue from payments to be received by the Board of Education of The Corporation of the City of Hamilton in 1992 under The Education Act, 1974 ..... $ 8,854,270.00

(f) The amount to be levied and raised against assessments in the amount of $159,929,405.00 determined as required by The Municipal Act shall be reduced by $3,300,560.00 or 20.6376 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1992 under the Education Act, 1974 ..... 3,300,560.00

(g) the amount to be levied and raised against assessments in the amount of $429,035,878.00 determined as required by The Municipal Act shall be reduced by $5,237,120.00 or 12.2067 mills which is the amount of the estimated revenue from payments to be received by The Board of Education of The Corporation of the City of Hamilton in 1992 under The Education Act, 1974 ..... 5,237,120.00

(h) The amount to be levied and raised against assessments in the amount of $159,929,405.00 determined as required by The Municipal Act shall be reduced by $1,952,210.00 or 12.2067 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1992 under The Education Act, 1974 ..... 1,952,210.00

$200,845,610.00

2. The Education rate to be levied against "residential" assessments determined as required by The Municipal Act:

(a) by Public School supporters is 186.1175 mills on the dollar, and

(b) by Separate School supporters is 186.1175 mills on the dollar.

3. The Education rate to be levied against "non-residential" assessments determined as required by The Municipal Act:

   (a) by Public School supporters is 218.9618 mills on the dollar, and

   (b) by Separate School supporters is 218.9618 mills on the dollar.

4. The By-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

The Corporation of the City of Hamilton

BY-LAW NO.

To Levy:

AN ANNUAL TAX ON TELEPHONE COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

THE BELL TELEPHONE COMPANY OF CANADA

WHEREAS Section 159 of the Municipal Act, R.S.O. 1990, Chap. M-45, empowers the Council of The Corporation of the City of Hamilton to levy on every telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of the City of Hamilton is in the amount of $138,223,271.00 the year ended the 31st day of December, 1990;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1990, be levied on the Bell Telephone Company of Canada Limited in the amount of $6,911,163.55.

2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under Section 382 of the Municipal Act on all the lands of The Bell Telephone Company of Canada.

3. By-Law #91-088 is hereby repealed.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Levy:

AN ANNUAL TAX ON TELEPHONE COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

THE BELL TELEPHONE COMPANY OF CANADA

WHEREAS Section 159 of the Municipal Act, R.S.O. 1990, Chap. M-45, empowers the Council of The Corporation of the City of Hamilton to levy on every telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of the City of Hamilton is in the amount of $138,254,030.00 the year ended the 31st day of December, 1991;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1991, be levied on the Bell Telephone Company of Canada Limited in the amount of $6,912,701.50.

2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under Section 382 of the Municipal Act on all the lands of The Bell Telephone Company of Canada.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize the Borrowing of $8,000,000.00 to
Finance Bank Overdrafts as and when
they Arise from Current Expenditures

Whereas the Council of the Corporation of the City of Hamilton (hereinafter called the "Municipality") deems it necessary to borrow the sum of $8,000,000.00 or lesser amount cumulative subject to the cumulative total of 70% of the annual uncollected balance of the estimated revenue to pay for temporary bank overdrafts as and when they arise in relation to the current expenditures of the Municipality for the year;

And **Whereas** the total amount of the estimated revenues of the Municipality as set forth in the estimates adopted for the year 1992 is $164,066,710.00

And **Whereas** the total of amounts heretofore may be borrowed for the purposes mentioned in Subsection (1) of Section 187 of the Municipal Act, R.S.O. 1990, Chapter M-45 as amended:

THEREFORE the Council of The Corporation of the City of Hamilton hereby enacts as follows:

1. The Mayor and Treasurer are hereby authorized on behalf of the Municipality to borrow from time to time by way of promissory note from the **CANADIAN IMPERIAL BANK OF COMMERCE** a sum or sums not exceeding the aggregate $8,000,000.00 at one time to pay off temporary bank overdrafts for the current expenditures of the Municipality for the year, including the amounts required for the purposes mentioned in Subsection (1) of Section 189 of the Municipal Act, and to give on behalf of the Municipality to the Bank a promissory note or notes sealed with the Corporate Seal and signed by the Mayor and Treasurer for the monies so borrowed with interest at such rate as may be agreed upon from time to time with the Bank.

2. All sums borrowed pursuant to the authority of this by-law, as well as all other sums borrowed in this year and in previous years from the said Bank for any or all of the purposes mentioned in the said Section 189, shall, with interest thereon, be a charge upon the whole of the revenues of the Municipality for the current year for all preceding years as and when such revenues are received.

3. The Treasurer is hereby authorized and directed to apply in payment of all sums borrowed as aforesaid, together with interest thereon, all of the monies hereafter collected or received either on account or realized in respect of taxes levied for the current year and preceding years or from any other sources which may lawfully be applied for such purpose.

PASSED this day of A.D. 1992

CITY CLERK MAYOR

Bill No. H-37

BY-LAW NO. 92 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF APRIL A.D., 1992.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

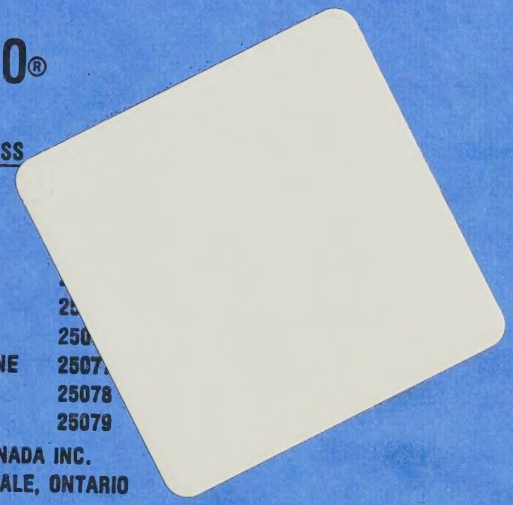
PASSED this day of A.D. 1992

CITY CLERK MAYOR

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ACCOPRESS

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BLACK	
BLUE	
R. BLUE	
GREY	25
GREEN	250
TANGERINE	2507
RED	25078
X. RED	25079



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